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AGENDAS
MEETINGS OF THE COUNCIL
OF THE CORPORATION OF THE
CITY OF HAMILTON
JAN. 26, 1999

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January 22, 1999

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GOVERNMENT DOCUMENTS

**MEETING OF THE COUNCIL**
**OF THE CORPORATION OF THE CITY OF HAMILTON**

**Tuesday, January 26, 1999**
**7:30 o'clock p.m.**
**Council Chambers, City Hall**

K. Christenson
Acting Municipal Clerk

## AGENDA

1. National Anthem.

2. Opening Prayer.

3. Presentations.

4. Adoption of the minutes of the meetings held:

   (a) December 8, 1998 (regular)
   (b) December 15, 1999 (special)
   (c) January 19, 1999 (special)

5. Correspondence.

6. Reports of the Standing Committee:
   (a) Transport and Environment Committee
   (b) Parks and Recreation Committee
   (c) Planning and Development Committee
   (d) Finance and Administration Committee
   (e) Committee of the Whole (copy to follow)
   (f) Report of His Worship Mayor R. M. Morrow
   (g) City of Hamilton Licensing Committee

7. *Tabled Motion from previous meeting*

8. *Notices of Motion for next meeting.*

9. *Appointment of an Acting Mayor for the month of February, 1999.*

10. *Question Period.*

11. *Adjournment.*

# MINUTES

Minutes of Hamilton City Council
Tuesday, December 8, 1998
7:30 o'clock p.m.
Webster Room A, B & C
Hamilton Convention Centre

The Council met:

There were present: Mayor R. Morrow, Chairman; Aldermen M. Kiss, A. Horwath, M. Caplan, R. Corsini, B. Morelli, D. Haining, D. Wilson, G. Copps, C. Collins, F. Eisenberger, T. Jackson, B. Charters, T. Anderson, B. Kelly, F. D'Amico, D. O'Sullivan

Mayor R. M. Morrow called the meeting.

Dean Peter Wall, Christ's Church Cathedral led Council in prayer.

## ADOPTION OF MINUTES

The minutes of the meeting held 1998 November 24 were adopted as circulated.

## CORRESPONDENCE

1. Application dated 1998 December 2 from 1169990 Ontario Inc., Rob McDowell, Caldwell Banker for a further modification to the "HH" (Restricted Community Shopping and Commercial etc.) District for 775-779 Upper Wentworth Street, Hamilton, Ontario.

   **Received.**

   Alderman M. Caplan declared personal interest in, took no part in the debate and refrained from voting on the above noted matter. Alderman Caplan is employed by the Applicant.

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It was moved by Alderman Kiss and seconded by Alderman Copps that the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Finance and Administration Committee, and the Nominating Committee, be considered in Committee of the Whole with Alderman Caplan in the chair.

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. –17.

**NAYS:** -0. **CARRIED.**

## RESOLUTION

**Re: Rule No. 9 - Provincial cuts and downloading of responsibilities**

It was moved by Alderman Eisenberger and seconded by Alderman Collins that Rule No. 9 of the Procedural By-law be invoked for this meeting of City Council to allow the introduction of a motion respecting protesting Provincial cuts and downloading of responsibilities. **CARRIED.**

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**Re: Provincial cuts and downloading of responsibilities**

It was moved by Alderman Eisenberger and seconded by Alderman Collins that the City Manager and General Manager of Finance be directed to investigate any methods, financial or otherwise, available to the City of Hamilton to protest Provincial cuts and downloading of responsibilities.

**CARRIED.**

## TRANSPORT AND ENVIRONMENT COMMITTEE – FOURTEENTH REPORT

**Section 25 Re: Demonstration Project – Narrowing of King St. West (James St. to Bay St.)**

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Caplan, Horwath, Corsini, Morelli, Wilson, Collins, Eisenberger, Jackson, Charters, D'Amico, O'Sullivan. –12.

**NAYS:** Aldermen Kiss, Haining, Copps, Anderson, Kelly. -5. **CARRIED.**

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**Section 27 Re: 2 Hour Free Parking – York Blvd. Parkade**

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Copps, Eisenberger, Collins, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. – 15.

**NAYS:** Aldermen Wilson and Charters. -2. **CARRIED.**

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**Section 29 Re: MetroNet Communications Ltd. – Cable on, under and above city streets**

It was moved by Alderman Copps and seconded by Alderman Kiss that Section 29 of the Fourteenth Report of the Transport and Environment Committee be amended by deleting the words "above" in the third line of subsection (a) and the third line of subsection (b).

**WITHDRAWN.**

**Section 29 Re: MetroNet Communications Ltd. – Cable on, under and above city streets**

It was moved by Alderman Copps and seconded by Alderman Eisenberger that the following be added as Section (d) of the Fourteenth Report of the Transport and Environment Committee

(d) That the Transport and Environment Committee be requested to investigate the feasibility and cost of requiring the placement of all utility wires and cables underground.

**Recorded vote on Section 29 as amended.**

**YEAS:** Mayor Morrow, Aldermen Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. – 15.

**NAYS:** Aldermen Kiss and Copps. -2. **CARRIED.**

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**Section 33 Re: Funding – Municipal Road Construction**

It was moved by Alderman Charters and seconded by Alderman Wilson that Section 33 of the Fourteenth Report of the Transport and Environment Committee be amended by adding to it as follows:

"And, that this resolution be forwarded to A.M.O. for consideration." **CARRIED.**

## PARKS AND RECREATION COMIMTTEE – TWELFTH REPORT

**Section 1 (c) Re: Final Report "Market and Operations Study for Hamilton's Aviary**

It was moved by Alderman Copps and seconded by Alderman Kiss that the following be added as Subsection (c) to Section 1 of the Twelfth Report of the Parks and Recreation Committee

(c) That the City of Hamilton be considered as an appropriate site for the Aviary.

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Kiss, Corsini, Copps, D'Amico. –5.

**NAYS:** Aldermen Caplan, Horwath, Morelli, Haining, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, O'Sullivan. -12. **LOST.**

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**Section 1 (c) Re: Aviary**

It was moved by Alderman Morelli and seconded by Alderman Haining that the following be added as subsection (c) of Section 1 of the Twelfth Report of the Parks and Recreation Committee:

(c) That sites in the City of Hamilton also be included in any assessment of where the future location of the Aviary might occur. **CARRIED.**

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**Section 11 Re: City Agreement of Purchase and Sale with Hamilton Region Conservation Authority - Beach Lands**

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. –16.

**NAYS:** Alderman Copps. -1. **CARRIED.**

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**Section 12 Re: Signage at selected outdoor sports fields**

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. –16.

**NAYS:** Alderman Copps. -1. **CARRIED.**

## PLANNING AND DEVELOPMENT COMMITTEE – TWENTY –SECOND REPORT

**Section 12 Re: ASAP Holdings – King Street East**

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Caplan, Horwath, Corsini, Morelli, Haining, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. –14.

**NAYS:** Aldermen Kiss and Copps. -2. **CARRIED.**

## PLANNING AND DEVELOPMENT COMMITTEE – TWENTY-THIRD REPORT

## FINANCE AND ADMINISTRATION COMMITTEE – TWENTY-FOURTH REPORT

**Section 5 Re: Rosedale Tennis Club Arrears**

It was moved by Mayor Morrow and seconded by Alderman Eisenberger that Section 5 of the Twenty-Fourth Report for 1998 of the Finance and Administration Committee be deleted in its entirety, and the following inserted in lieu thereof:

5. That as referred to in Section 10 of the Eleventh Report for 1998 of the Parks and Recreation Committee, approved by City Council on November 10th, 1998, that an amount of $11,900 representing utility arrears owing by the Rosedale Tennis Club for 1984 be written off and charged to Account CH 15401, Write Offs.

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Eisenberger, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. –15.

**NAYS:** Aldermen Copps and Collins. -2. **CARRIED.**

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**Section 6 (a) Re: Declaration of Interest – Alderman R. Corsini**

Alderman R. Corsini declared personal interest in, took no part in the debate and refrained from voting on this matter. Alderman Corsini was a former member of the Jamesville B.I.A.

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**Section 8 (g) Re: Homelessness**

It was moved by Alderman Horwath and seconded by Alderman Kelly that Section 8 of the Twenty-Fourth Report for 1998 of the Finance and Administration Committee be deleted in its entirety, and the following inserted in lieu thereof:

(a) That the Federal Government be requested to declare homelessness a National Disaster which requires immediate short and long term relief, and that the Federal, Provincial, and Municipal Governments co-operate to develop and implement a National Homelessness Relief and Prevention Strategy; and,

(b) That there be a call for immediate Federal action on this front, including action on the creation of a senior Federal Cabinet Committee with a clear mandate, and the necessary resources to take action; and,

(c) That FCM's request for a meeting with the Federal Cabinet Committee dealing with the housing and homelessness to discuss the option document and an Action Plan, be endorsed; and,

(d) That a meeting be scheduled with the appropriate M.P.'s and M.P.P.'s in our area to address this issue; and,

(e) That the creation of a National Homelessness issue Web Site developed as part of the FCM web site, with links to good local sites across the country including information on local solutions and best practices for housing be endorsed and that a link to the Region's own Web page be included; and,

(f) That FCM be requested to put the critical issue of housing and homelessness on the agenda of a full FCM Plenary Session, at the 62nd Annual Meeting of the FCM (June 4-7, 1999) in Halifax; and,

(g) That Council, designate a senior staff (policy) person for input into a "National Housing Policy Options" Team at FCM who will develop, within 3 months, a document of real options for national circulation; and,

(h) That the Province of Ontario be requested to increase total funding to Municipalities for homelessness initiatives and that the funding allocation be revised to more accurately address need for services.

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**Section 8 (g) Re: Homelessness**

It was subsequently moved by Alderman Wilson and seconded by Alderman Collins that Subsection (g) of the Twenty-Fourth Report of the Finance and Administration Committee be amended to replace the words "a Senior staff (policy) person" with the words as follows: "Mark Mascarenhas". **CARRIED AS AMENDED.**

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**Section 10 Re: Non binding mediation – Ontario Court General Division**

It was moved by Alderman Wilson and seconded by Alderman Copps that Section 10 of the Twenty-Fourth Report for 1998 of the Finance and Administration Committee be amended to include the following after the numbers "12037/96" in sub-section (a):

"St. Elizabeth Home Society (Hamilton, Ontario) v The City of Hamilton, et al"

**CARRIED.**

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**Section 13 Re: Rule No. 9 - Computer Aided Dispatch System**

It was moved by Alderman Wilson and seconded by Alderman O'Sullivan that Rule No. 9 of the City's Procedural By-law be invoked for this meeting of City Council in order to permit consideration of a resolution respecting the purchase of a computer aided dispatch system/upgrade for the Fire Department in conjunction with the Hamilton/Wentworth Region Police Services Board. **CARRIED.**

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**Section 13 Re: Computer Aided Dispatch**

It was moved by Alderman Wilson and seconded by Alderman O'Sullivan that the following be added as Section 13 of the Twenty-Fourth Report for 1998 of the Finance and Administration Committee:

(a) That the General Manager, Community Services and the Acting Fire Chief be authorized to enter into agreements, in conjunction with the Hamilton-Wentworth Region Police Services Board, with Intergraph Public Safety Canada Ltd. for the supply, installation and servicing of a computer aided dispatch system; and,

(b) That the General Manager, Community Services and the Acting Fire Chief be authorized to enter into leasing arrangements with a preferred vendor to be chosen from a Request for Proposals undertaken by the Police Services Board and closing on 1998 December 9; and,

(c) That these arrangements be in a form satisfactory to the Municipal Solicitor; and,

(d) That the costs totalling $599,400.21 for the system and ancillary costs related to the set up of the system, as confirmed in a quote received by the preferred vendor be financed from Account Number 4010 489151003 – Computer Aided Dispatch.

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It was subsequently moved by Alderman Wilson and seconded by Alderman Charters that Section 13 of the Twenty-Fourth Report for 1998 of the Finance and Administration Committee be referred to the Finance and Administration Committee. **CARRIED.**

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**Section 14 Re: Rule No. 9 - Canadian Trade Law**

It was moved by Alderman Horwath and seconded by Alderman Wilson that Rule No. 9 of the City's Procedural By-law be invoked for this meeting of City Council in order to allow consideration of a resolution respecting Canadian Trade Law. **CARRIED.**

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**Section 14 Re: Canadian Trade Law**

It was moved by Alderman Horwath and seconded by Alderman Wilson that the following be added as Section 14 of the Twenty-Fourth Report for 1998 of the Finance and Administration Committee:

Whereas the Asian and Russian economic crises have contributed to a flood of steel imports into Canada at record-low prices; and,

Whereas the value of steel imported from Russia increased by 50 percent in the first half of 1998 over the first half of 1997; imports from Japan increased by 57 percent; and imports from Korea increased by over 500 percent in the first eight months of 1998 alone; and,

Whereas prices for almost every primary steel product have dropped by as much as 25 percent since the beginning of 1998; and,

Whereas the low-price imported steel threatens the viability of every steel producer in Canada; and,

Whereas the potential impact on our community and its families of the growing steel imports crisis is devastating, threatening thousands of jobs directly and indirectly;

Therefore be it resolved that the City of Hamilton calls on the Canadian government to apply Canadian trade law quickly and effectively against this blatantly unfair competition, and further, to consider and explore any other extraordinary measure possibly available to Canada under its various trade agreements to deal with this unacceptable threat to our community's future.

**CARRIED.**

## NOMINATING COMMITTEE – EIGHTH REPORT

Appointments to:
HECFI
COMMITTEE OF ADJUSTMENT
SELECTION COMMITTEE
HAMILTON HEALTH SCIENCES CORPORATION

## ACTING MAYOR FOR THE MONTH OF JANUARY, 1999

It was moved by Alderman Kiss and seconded by Alderman Copps that Alderman B. Kelly be appointed Acting Mayor for the month of January, 1999. **CARRIED.**

It was moved by Alderman Kiss and seconded by Alderman Copps that the Report of the Committee of the Whole on the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Finance and Administration Committee, the Nominating Committee, and resolutions, be adopted.

**Recorded vote**.

**YEAS:** Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. –17.

**NAYS:** -0. **CARRIED.**

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**City Council then adjourned at 9:40 o'clock p.m.**

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**Taken as read and approved.**

**MAYOR R. M. MORROW**
**CHAIRMAN**

**J. J. Schatz**
**Municipal Clerk**
**1998 December 8**
**JJS/dg**

Minutes of the Special Meeting of City Council
Tuesday, 1998 December 15
10:50 o'clock p.m.
Webster Rooms A, B & C
Hamilton Convention Centre

The Council met:

Present: Mayor R. M. Morrow, Chairman.
Aldermen M. Kiss, M. Caplan, A. Horwath, R. Corsini, B. Morelli, D. Haining, D. Wilson, G. Copps, C. Collins, F. Eisenberger, T. Jackson, B. Charters, T. Anderson, B. Kelly, F. D'Amico, D. O'Sullivan.

Mayor R. M. Morrow called the meeting to order.

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It was moved by Alderman Kiss and seconded by Alderman Copps that the Reports of the Finance and Administration Committee be now considered in Committee of the Whole. The Council then went into Committee of the Whole with Mayor Morrow in the Chair.

**Recorded vote.**

**YEAS**: Mayor Morrow, Aldermen Kiss, Horwath, Corsini, Morelli, Haining, Wilson, Copps, Collins, Eisenberger, Jackson, Charters, Anderson, Kelly, D'Amico, O'Sullivan. –16.

**NAYS**: -0. **CARRIED.**

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## FINANCE AND ADMINISTRATION COMMITTEE – TWENTY-SIXTH REPORT

**Section 1 Re: Establishment of Budget Steering Committee**

It was moved by Alderman Wilson and seconded by Alderman Kelly that subsection (a) of Section 1 of the Twenty-sixth Report of the Finance and Administration Committee be deleted in its entirety and replaced with the following in lieu thereof:

(a) That the Chairmen of the Finance and Administration Committee and the Finance and Administrative Services Committee convene a special joint meeting in the first week of January to define the political role of Councils in the overall co-ordination of the budget process, and establish a Budget Steering Committee, and that the City Manager bring a report on savings to that meeting. **CARRIED.**

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**Section 2 Re: Establishment of a Manager of Corporate Communications**

**Recorded vote.**

**YEAS**: Mayor Morrow, Aldermen Kiss, Horwath, Corsini, Morelli, Haining, Wilson, Collins, Eisenberger, Jackson, Charters, Anderson, Kelly, D'Amico, O'Sullivan. –15.

**NAYS**: Alderman Copps -1. **CARRIED.**

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**Section 6 Re: Establishment of Joint Regional Finance and Administrative Services Committee/City Finance and Administration Committee**

It was moved by Alderman Wilson and seconded by Alderman Kelly that Section 6 of the Twenty-sixth Report of the Finance and Administration Committee be amended by deleting the word "restructured". **CARRIED.**

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**Section 7 Re: Financing of Acquisition Costs of Properties at 244 and 248 King St. East**

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Kiss, Horwath, Corsini, Morelli, Haining, Wilson, Collins, Eisenberger, Jackson, Charters, Anderson, Kelly, D'Amico, O'Sullivan. –15.

**NAYS**: Alderman Copps -1. **CARRIED.**

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**Rule No. 9 Re: Windermere Basin Area**

It was moved by Alderman D'Amico and seconded by Alderman Charters that Rule No. 9 be invoked for this meeting of City Council in order to permit consideration of a resolution and Bill respecting the Windermere Basin Area. **CARRIED.**

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The following was moved by Alderman D'Amico and seconded by Alderman Charters:

1. (a) That upon advice provided by Corporate Counsel regarding the validity of portions of Zoning By-laws No. 83-232 and By-law No. 83-240 as amended by By-law No. 83-259 in regard to Windermere Basin, City Council direct that a study be undertaken in respect of land use policies in the Windermere Basin Special Study Area.

   (b) That Corporate Counsel, in consultation with the Planning and Development Department, report back to the next meeting of the Planning and Development Committee with respect to the required study.

2. That the following Bill be adopted, signed, sealed and enrolled as a By-law

   D-64: A By-law to establish Interim Control respecting lands located west of Eastport Drive, south of Pier 25 known as Windermere Basin.

**CARRIED.**

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It was moved by Alderman Kiss and seconded by Alderman Copps that the Report of the Committee of the Whole on the Reports of the Finance and Administration Committee, be adopted.

**Recorded vote.**

**YEAS**: Mayor Morrow, Aldermen Kiss, Horwath, Corsini, Morelli, Haining, Wilson, Copps, Collins, Eisenberger, Jackson, Charters, Anderson, Kelly, D'Amico, O'Sullivan. -16.

**NAYS**: -0. **CARRIED.**

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City Council then adjourned at 10:55 o'clock p.m.

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Taken as read and approved.

**MAYOR R. M. MORROW**
**CHAIRMAN**

J. J. Schatz, City Clerk
1998 December 15
JJS/bc

Minutes of the Special Meeting of City Council
January 19, 1999
10:30 o'clock p.m.
Webster Room A B & C
Hamilton Convention Centre

The Council met:

Present: Mayor R. M. Morrow, Chairman.
Aldermen M. Kiss, M. Caplan, A. Horwath, R. Corsini, B. Morelli, D. Haining, D. Wilson, G. Copps, C. Collins, F. Eisenberger, T. Jackson, B. Charters, B. Kelly, F. D'Amico, D. O'Sullivan.

Absent: Alderman T. Anderson – Personal Business

Mayor R. M. Morrow called the meeting to order.

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It was moved by Alderman Kiss and seconded by Alderman Caplan that the Report of the Finance and Administration Committee and resolutions be now considered in Committee of the Whole. The Council then went into Committee of the Whole, with Mayor Morrow in the Chair.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Copps, Collins, Eisenberger, Jackson, Charters, Kelly, D'Amico, O'Sullivan. –16.

NAYS: -0. **CARRIED.**

## FINANCE AND ADMINISTRATION COMMITTEE – FIRST REPORT

**Establishment of a Joint City/Region Budget Steering Committee**

## RESOLUTION

**Appointment of General Manager – Transportation and Operations**

**Re: Rule No. 9 - Appointment of a General Manager of Transportation and Operations**

It was moved by Alderman Horwath and seconded by Alderman O'Sullivan that Rule No. 9 of the City's Procedural By-law be invoked for this special meeting of City Council in order to permit consideration of a resolution respecting the Appointment of a General Manager – Transportation and Operations. **CARRIED.**

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**Re: Appointment of a General Manager of Transportation and Operations**

It was moved by Alderman Horwath and seconded by Alderman O'Sullivan:

(a) That Mr. Arthur Leitch be appointed to the position of General Manager, Transportation and Operations and that the City Manager be authorized and directed to negotiate the terms and conditions of employment.

(b) That the City Manager be authorized to include the honorarium from Hamilton Hydro in the compensation package for the General Manager, Transportation and Operations.

**CARRIED.**

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It was moved by Alderman Kiss and seconded by Alderman Caplan that the Report of the Committee of the Whole on the Report of the Finance and Administration Committee and resolutions, be adopted.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Copps, Collins, Eisenberger, Jackson, Charters, Kelly, D'Amico, O'Sullivan. -16.

NAYS: -0. **CARRIED.**

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City Council then adjourned at 10:35 o'clock p.m.

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Taken as read and approved.

**MAYOR R. M. MORROW**
**CHAIRMAN**

Kevin C. Christenson,
Acting Municipal Clerk
January 19, 1999
KCC/dg

## REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **FIRST** Report for 1999 and respectfully recommends:

### 1. Establishment of a Joint City/Region Budget Steering Committee

(a) That a Joint City/Region Budget Steering Committee be established; and,

(b) That the Budget Steering Committee consult with the Management Team, Chairmen of the Standing Committees, and outside Boards and Commissions to formulate recommendations on operating and capital budgets; and,

(c) That the Budget Steering Committee report directly to City and Regional Councils; and,

(d) That the Budget Steering Committee consist of the following:

Councillor B. Charters
Alderman D. Wilson
Alderman D. O'Sullivan
Alderman A. Horwath
Councillor A. Sloat
Councillor R. Powers
Councillor G. Etherington
Alderman B. Kelly

Ex-Officio – Chairman T. Cooke
Mayor R. M. Morrow

**2. Confirming By-law**

That the following Bill be adopted, signed, sealed and enrolled as a By-law:

D-1 A By-law to Confirm the Proceedings of the Council of The Corporation of the City of Hamilton.

**Respectfully submitted,**

**ALDERMAN D. WILSON, CHAIRMAN**
**FINANCE AND ADMINISTRATION COMMITTEE**

**Susan K. Reeder, Secretary**
January 6, 1999

# CORRESPONDENCE

Correspondence:

1. Letter dated December 14, 1998 from Morley Kells, M.P.P., Ontario Olympics Commissioner requesting the City's support of Bill 77: An Act to endorse the bid by the City of Toronto to host the XXIX Summer Olympic Games

   **Recommendation: Be Referred to the Parks and Recreation Committee.**

2. Letter dated December 16, 1998 from W.A. Thomas, P. Eng., General Manager, Hydro-Electric Commissioner of the City of Hamilton respecting Zero Average Increase in the wholesale cost of power to our utility for the year 1999.

   **Recommendation: Be Received.**

3. Letter dated December 22, 1998 from R. Scott Smith, Secretary to the Board of Commissioners respecting the Commissioners Five Year Capital Budget and Projected Cash flow.

   **Recommendation: Be Referred to the Finance and Administration Comm.**

4. Application dated December 10, 1998 from Donna Leitch c/o John Dean, Solicitor for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for lands located east of Upper Sherman Avenue and south of Dalia Avenue, located at the rear of 1504 Upper Sherman Avenue, Hamilton.'

   **Recommendation: Be Received.**

5. Application dated January 12, 1999 from Peter Narduzzi, Samuel Frosina, John Anlabos, Dundas, Ontario for removal of the "H" Holding Provision for property at 684 Upper James Street, Hamilton, Ontario

   **Recommendation: Be Received.**

office of the
Ontario
Olympics
Commissioner

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Ontario

14 December 1998

The Mayor and Members of Council
The City of Hamilton
City Hall
71 Main Street West
Hamilton, ON L8N 3T4

**Attention: The Clerk**

Dear Council Members,

In my capacity as Ontario Olympics Commissioner, I recently introduced my Private Member's Bill entitled, "An Act to endorse the bid by the City of Toronto to host the XXIX Summer Olympic Games," which was adopted unanimously by the Ontario Legislature. In this regard, the Bill will also become government policy when it receives Royal Assent.

Please find enclosed a copy of Bill 77, which describes in detail the reasons for Provincial support and calls for an agreement between the Province and TO-BID (the Olympic Organizing Committee). The Bill also asks on a voluntarily basis that all the communities in the Province of Ontario pass a motion in support of the Olympics.

This demonstration of solidarity behind the Toronto application will have strong implications throughout the World and particularly in the minds of the International Olympic Committee delegates who will make the final decision. After Toronto is chosen in 2001 to host the Summer Olympic Games, we can be assured that Ontario, as a whole, will benefit economically and socially. Our Province will be showcased to the world as we develop our presentation and training facilities over the coming years.

MORLEY KELLS, M.P.P.

Room 4610 • Whitney Block • 99 Wellesley St. W. • Toronto, Ontario M7A 1A1
Main number: 325-8162 • Main fax: 325-8195
E-mail: elka.gesink@opo.gov.on.ca

My suggested wording for the Motion is attached and your cooperation to have it carried by your Council would be appreciated. Please send me a copy of your affirmation so that I may provide the Organizing Committee with a list of community supporters.

Again, my thanks.

Sincerely,

Morley Kells

Morley Kells, MPP
Ontario Olympics Commissioner

# COUNCIL MOTION

**Whereas** the Canadian Olympic Association at its regularly scheduled meeting held in Calgary on April 17, 1998 voted to grant approval to the City of Toronto's application to represent Canada's bid to host the 29th Olympiad in 2008 subject to the dictates of the International Olympic Committee Charter; and

**Whereas** the City of Toronto Council on July 9 passed a motion to ratify the agreement between the Canadian Olympic Association and the City that detailed the terms required and outlined the mandate for the operation of TO-Bid, the organization authorized to present the Toronto bid for the Summer Olympic Games in 2008; and

**Whereas** the Ontario Legislature on December 3, 1998 unanimously endorsed a Bill introduced by Morley Kells, the Ontario Olympics Commissioner, to support the City of Toronto's bid to host the 29th Summer Olympic Games and encourage participation by all of Ontario's communities in the bid proposal and subsequent presentation of the Olympiad; and

**Whereas** the International Sports Federations representing the 140 athletic competitions and the IOC delegates who cast the deciding votes in 2001 will be influenced favourably by province-wide public support for the Toronto bid;

**Now Therefore Be It Resolved** that the Council of _____ endorses the tenets of support called for by the Bill entitled: An Act to endorse the proposed bid of the City of Toronto to host the XXIX Summer Olympic Games, and further that this Council agrees with the principles of "*building a peaceful and better world by educating youth through sport practised without discrimination of any kind and in the Olympic spirit, which requires mutual understanding with a spirit of friendship, solidarity and fair play*" as described in the IOC Charter.

The Council further agrees to have this endorsement joined to that of other jurisdictions as a display of provincial solidarity behind this universally acclaimed undertaking.

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Pour ces motifs, Sa Majesté, sur l'avis et avec le consentement de l'Assemblée législative de la province de l'Ontario, édicte :

Purposes

**1.** The purposes of this Act are,

(a) to endorse the bid that the City of Toronto proposes to make to host the XXIX Summer Olympic Games in the year 2008 subject to the terms of the agreement to be finalized with the bid organizers; and

(b) to encourage the municipalities and citizens of Ontario in all their diversity to unite in support of the bid as further evidence to the IOC of extensive provincial acclaim.

Objets

**1.** Les objets de la présente loi sont les suivants :

a) appuyer la candidature que la cité de Toronto se propose de présenter pour accueillir les XXIX$^{e}$ Jeux olympiques d'été en 2008, sous réserve des conditions de l'entente qui doit être mise au point avec les organisateurs de la candidature;

b) encourager les municipalités et les citoyens de l'Ontario dans toute leur diversité à s'unir pour appuyer la candidature, prouvant ainsi davantage au CIO qu'elle jouit d'un appui généralisé à l'échelle de la province.

Spending and guarantees

**2.** (1) Nothing in this Act requires Ontario to spend public money within the meaning of the *Financial Administration Act* or to guarantee any payment of money.

Dépenses et garanties

**2.** (1) La présente loi n'a pas pour effet d'exiger que l'Ontario dépense des deniers publics au sens de la *Loi sur l'administration financière* ou garantisse tout versement de sommes.

Assurances

(2) Ontario, through the Office of the Ontario Olympics Commissioner, shall detail through a statement to the House, the prerequisite assurances required by the IOC to the Legislative Assembly prior to the final bid proposal meeting of the IOC that is scheduled for Moscow in the Autumn of 2001.

Assurances

(2) L'Ontario, par l'entremise du bureau du commissaire ontarien à la candidature aux Jeux olympiques, donne en détail à l'Assemblée législative dans une déclaration faite devant la Chambre, les assurances préalables que le CIO exige avant la réunion de ce dernier sur la dernière proposition de candidature qui doit se tenir à Moscou à l'automne 2001.

Provincial participation

(3) The May 1991 Report produced by the Ministry of Tourism and Recreation, Olympic Secretariat and entitled, "An Analysis and Report on the Toronto Ontario Bid for the 1996 Summer Olympic Games" was written to be used for a subsequent bid and calls for active participation by Ontario early in the bid process including all elements of management, fundraising, planning and guarantees that are key ingredients of the application and accordingly the Province, through the Office of the Commissioner, may participate in the bid process.

Participation provinciale

(3) Le rapport qu'a présenté en mai 1991 le Secrétariat olympique du ministère du Tourisme et des Loisirs et intitulé «Analyse et rapport sur la candidature de Toronto et de l'Ontario pour la tenue des Jeux olympiques d'été de 1996» a été conçu de façon à servir à une candidature subséquente; il fait appel à la participation active de l'Ontario au début du processus de candidature, qui comprend notamment tous les éléments de la gestion, du financement, de la planification et de l'offre de garanties qui sont des facteurs-clés de la demande. En conséquence, la province, par l'entremise du bureau du commissaire, peut participer au processus de candidature.

Declaration of support

**3.** (1) The desire to host a part of the Olympic Games is one of the ultimate forms of support; Ontario represented by the members of the elected Assembly confirms that all municipalities may offer their communities and facilities as potential sites for use as practice sites or venues during the Games.

Déclaration d'appui

**3.** (1) Le désir d'accueillir une partie des Jeux olympiques constitue l'une des formes d'appui les plus élevées. L'Ontario, représentée par les membres de l'Assemblée élue, confirme que toutes les municipalités peuvent offrir leurs localités et leurs installations comme emplacements éventuels pouvant être utilisés comme lieux de pratique ou de compétition pendant les Jeux.

Same

(2) Ontario requests that the elected councils of all municipalities show their unanimity for the world-wide endeavour that is reflected

Idem

(2) L'Ontario demande que les conseils élus de toutes les municipalités expriment leur unanimité à l'égard de cette entreprise d'enver-

## EXPLANATORY NOTE

The Bill endorses the bid that the City of Toronto proposes to make to host the XXIX Summer Olympic Games in the year 2008. The Bill recognizes that Ontario's participation in the bid process is a necessity if it is to be successful. This involvement can only be sustained through mutually acceptable terms enshrined in an agreement between Ontario and the organizers of the Toronto proposal.

The Bill also asks all municipalities in Ontario and citizens of Ontario to support voluntarily the bid.

## NOTE EXPLICATIVE

Le projet de loi appuie la candidature que la cité de Toronto se propose de présenter pour accueillir les XXIX$^{e}$ Jeux olympiques d'été en 2008. Le projet de loi reconnaît la nécessité pour l'Ontario de participer au processus de candidature si cette dernière doit être retenue. Cette participation ne peut être soutenue qu'à des conditions mutuellement acceptables enchâssées dans une entente conclue entre l'Ontario et les organisateurs de la proposition de Toronto.

Le projet de loi demande également à toutes les municipalités et à tous les citoyens de l'Ontario d'appuyer volontairement la candidature.

in the Olympic bid through the voluntary passing of a motion before the June 1999 meeting of the IOC that indicates their unqualified support.

gure mondiale qui se reflète dans la candidature olympique en adoptant volontairement, avant la réunion que doit tenir le CIO en juin 1999, une motion qui indique leur appui inconditionnel.

Agreement

(3) To promote a co-operative relationship between Ontario and TO-Bid, an agreement will be struck before the June 1999 meeting of the IOC which includes a management plan for the development of the bid and the organization of the Games should Toronto win the right to host the XXIX Summer Olympic Games.

(3) Afin de promouvoir une relation de collaboration entre l'Ontario et l'organisme TO-Bid, une entente sera conclue avant la réunion que doit tenir le CIO en juin 1999 qui comprend un plan de gestion pour l'élaboration de la candidature et l'organisation des Jeux si Toronto devait obtenir le droit d'accueillir les XXIX^e Jeux olympiques d'été. Entente

Commencement

**4. This Act comes into force on the day it receives Royal Assent.**

**4. La présente loi entre en vigueur le jour où elle reçoit la sanction royale.** Entrée en vigueur

Short title

**5. The short title of this Act is the *City of Toronto XXIX Summer Olympic Games Bid Endorsement Act, 1998*.**

**5. Le titre abrégé de la présente loi est *Loi de 1998 appuyant la candidature de la cité de Toronto concernant les XXIX^e Jeux olympiques d'été*.** Titre abrégé

W. A. THOMAS, B. Sc., P. ENG.,
GENERAL MANAGER
TELEPHONE (905) 522-9200
FAX (905) 522-6570

M. G. KWINT, B. ENG., P. ENG.,
A.G.M. ADMINISTRATION
D. R. MARSALES, B. Sc., P. ENG.,
A.G.M. CHIEF ENGINEER
D. D. CUMMINGS
SECRETARY-TREASURER

# HAMILTON HYDRO-ELECTRIC SYSTEM

55 JOHN ST N, PO BOX 2249 STN LCD1, HAMILTON ON L8N 3E4

December 16th, 1998

2.

The Council of the Corporation
of the City of Hamilton
71 Main Street West
Hamilton, Ontario
L8P 4Y5

**ATTN: Mr. J. J. Schatz, City Clerk**

Dear Members of Council:

Ontario Hydro has committed itself to hold to a zero average increase in the wholesale cost of power to our utility for the year 1999.

At Hamilton Hydro, both our Capital and Operating budgets have been kept at a responsible level.

As a result, we will not be seeking Ontario Hydro approval for any increase in the general retail rates charged to our customers for electrical consumption in 1999.

It should be noted that rates have been frozen or reduced since 1994.

Yours truly

W. A. Thomas, P.Eng.
General Manager
Hydro-Electric Commission
of the City of Hamilton

WAT*lk

605 James St. N.
Hamilton, Ontario, Canada
L8L 1K1

Phone Numbers
Hamilton 905-525-4330
Inwats 1-800-263-2131

Fax Numbers
Administration 905-528-6282
General Office 905-528-6554

3

The Hamilton Harbour Commissioners

December 22, 1998

The Corporation of the City of Hamilton
71 Main Street West
Hamilton, Ontario
L8N 3T4

Attn: Mr. J.J. Schatz
City Clerk

Dear Mr. Schatz;

RE: The Hamilton Harbour Commissioners Five Year Capital Budget and Projected Cash Flow

Enclosed for your information is a copy of the Commissioners Five Year Capital Budget and Projected Cash Flow, approved by the Board of Commissioners at their meeting of December 22, 1998 (The "Strictly Confidential" notation at the top of each page is for purposes of the Commissioners and does not apply to the City).

We would ask that you acknowledge receipt of this information at your convenience.

Yours Truly,
THE HAMILTON HARBOUR COMMISSIONERS

R. Scott Smith
Secretary to the Board of Commissioners

*** STRICTLY CONFIDENTIAL ***

THE HAMILTON HARBOUR COMMISSIONERS
PROJECTED CASH FLOW
1999 TO 2003

(In millions of dollars)

| | | |
|---|---|---|
| SOURCE OF FUNDS : | | |
| Working Capital - Dec. 31, 1998 | 1.500 | |
| Investments - Dec.31, 1998 | 10.000 | |
| Income before Depreciation (5 x 3.5) | 17.500 | |
| Total Source of Funds | | 29.000 |
| USE OF FUNDS : | | |
| Purchase and Development of Fixed Assets (per five year budget) | 32.665 | |
| Repayment of Long-term Debt | 0.075 | |
| Total Use of Funds | | 32.740 |
| Excess / (Deficit) of Funds - Dec. 31, 2003 | | (3.740) |

held 22/12/98 + approved

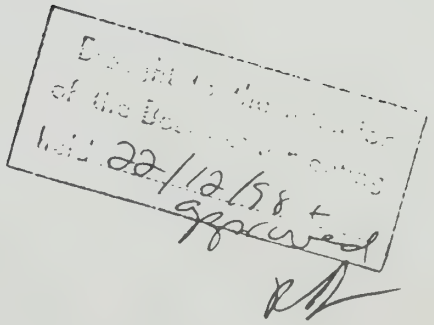
*** STRICTLY CONFIDENTIAL ***

THE HAMILTON HARBOUR COMMISSIONERS

Five Year Capital Budget

(Current year dollars)

| Description | Total Project Cost | Summary 1999 | 2000 | 2001 | 2002 | 2003 | Five Year Total |
|---|---|---|---|---|---|---|---|
| Development | 22.977 | 1.825 | 1.875 | 1.000 | 1.540 | 2.835 | 9.075 |
| Capital Improvements and Major Maintenance | 25.055 | 5.246 | 5.980 | 4.660 | 2.655 | 1.730 | 20.271 |
| Equipment | 3.319 | 0.376 | 0.274 | 1.066 | 0.660 | 0.943 | 3.319 |
| | 51.351 | 7.447 | 8.129 | 6.726 | 4.855 | 5.508 | 32.665 |



# TRANSPORT AND ENVIRONMENT COMMITTEE

# REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Transport and Environment Committee presents its **FIRST** Report for 1999 and respectfully recommends:

1. **East Side of Bell Avenue, south of Queenston Road – Parking Regulations**

That the existing "No Parking – Loading Only" regulation on the east side of Bell Avenue, commencing 155 feet south of Queenston Road and extending to a point 30 feet southerly therefrom be removed, and that the City Traffic By-law 89-72 be amended accordingly.

2. **No. 81 East 23rd Street – Discharge of Residential Boulevard Parking Agreement**

(a) That the existing Residential Boulevard Parking Agreement registered as Instrument No. 102204 C.D. to the property at No. 81 East 23rd Street be discharged, at the property owner's expense; and,

(b) That the City/Regional Solicitor be authorized and directed to process the documents in relation to the discharge of this agreement; and,

(c) That the owner of the property be permitted to execute a revised Residential Boulevard Parking Agreement.

3. **No. 24 Allan Avenue – Request for a Reserved "Permit Parking" Space for a Disabled Resident**

(a) That a "Permit Parking" regulation be implemented on the south side of Allan Avenue commencing at a point 222 feet east of Harmony Avenue and extending to a point 21 feet easterly therefrom, and that the City Traffic By-law 89-72 be amended accordingly; and,

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mrs. Phyllis Balogh, 24 Allan Avenue.

4. **Delmar Drive, east of Columbia Drive – Parking Regulations**

(a) That the hours of the existing "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation on both sides of Delmar Drive commencing at Columbia Drive and extending to a point 597 feet easterly therefrom be revised such that the regulation is in effect until 9:00 p.m.; and,

(b) That a full-time "No Parking" regulation be implemented on the north side of Delmar Drive commencing at Columbia Drive and extending to a point 71 feet easterly therefrom; and,

(c) That the City Traffic By-law 89-72 be amended accordingly.

5. **Laurier Avenue adjacent to Buchanan Park School – Parking Regulations**

That a "No Stopping, 8:00 a.m. to 5:00 p.m., Monday to Friday" regulation be implemented on the south and west sides of Laurier Avenue from Columbia Drive to South Bend Road West, and that the City Traffic By-law 89-72 be amended accordingly.

6. **No. 61 Picton Street West – Request to Remove a Reserved "Permit Parking" Space for a Disabled Resident**

That the existing "Permit Parking" regulation on the south side of Picton Street West commencing at a point 134 feet east of Bay Street North and extending to a point 21 feet easterly therefrom be removed, and that the City Traffic By-law 89-72 be amended accordingly.

7. **No. 185 Fairfield Avenue – Request to Remove a Reserved "Permit Parking" Space for a Disabled Resident**

That the existing "Permit Parking" regulation on the west side of Fairfield Avenue commencing at a point 183 feet south of Britannia Avenue and extending to a point 23 feet southerly therefrom, and on the east side of Fairfield Avenue commencing at a point 167 feet south of Britannia Avenue and extending to a point 24 feet southerly therefrom be removed, and that the City Traffic By-law 89-72 be amended accordingly.

8. **South Side of Crockett Street, east of East 32nd Street – Parking Regulations**

(a) That the existing "No Parking, 8:30 a.m. to 5:00 p.m., Monday to Saturday" regulation on the south side of Crockett Street commencing at a point 25 feet east of East 32nd Street and extending to a point 60 feet easterly therefrom be removed; and,

(b) That a "30 Minute Parking Time Limit, 9:00 a.m. to 7:00 p.m., Seven Days a Week" regulation be implemented on the south side of Crockett Street commencing at a point 52 feet east of East 32nd Street and extending to a point 51 feet easterly therefrom; and,

(c) That the City Traffic By-law 89-72 be amended accordingly.

9. **Parking Regulations on East 36th Street adjacent to Peace Memorial School**

(a) That the existing "Taxi Stand" regulation on the east side of East 36th Street commencing at a point 158 feet north of Munn Street and extending 44 feet northerly be revised such that it is in effect from 7:00 a.m. to 6:00 p.m., Monday to Friday, and is only 22 feet in length; and,

(b) That a "School Bus Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on the east side of East 36th Street commencing at a point 180 feet north of Munn Street and extending 22 feet northerly; and,

(c) That the City Traffic By-law 89-72 be amended accordingly.

10. **Crockett Street from East 39th Street to Upper Gage Avenue – Parking Regulations**

That a "No Stopping Anytime" regulation be implemented on both sides of Crockett Street from East 39th Street to Upper Gage Avenue and on the north side of Crockett Street from East 37th Street to East 38th Street, and that the City Traffic By-law 89-72 be amended accordingly.

11. **Elaine Court, north of Sinclair Court – Parking Regulations**

That the existing "No Parking" regulation on the west side of Elaine Court between Sinclair Court and the northerly end be removed, and that the City Traffic By-law 89-72 be amended accordingly.

12. **No. 59 Keith Street – Request to Remove a Reserved "Permit Parking" Space**

That the existing full-time reserved "Permit Parking" regulation on the north side of Keith Street, commencing at a point 164 feet east of Douglas Street and extending to a point 21 feet easterly therefrom, be removed and that the City Traffic By-law be amended accordingly.

13. **Beach Road between Avondale Avenue and Albemarle Avenue – Parking Regulations**

(a) That a "Permit Parking" regulation be implemented on the north side of Beach Road between Avondale Avenue and Albemarle Avenue; and,

(b) That a "No Stopping" regulation be implemented on the north side of Beach Road

(i) commencing at a point 61 feet east of Avondale Avenue and extending to a point 22 feet easterly therefrom; and,

(ii) commencing at a point 103 feet east of Avondale Avenue and extending to a point 58 feet easterly therefrom; and,

(c) That the existing by-law entry allowing for a "No Parking 7:00 a.m. to 4:00 p.m., Monday to Saturday" regulation on the north side of Beach Road, commencing 61 feet east of Avondale Avenue and extending 97 feet easterly therefrom be rescinded; and,

(d) That the City Traffic By-law 89-72 be amended accordingly; and,

(e) That the Commissioner of Public Works and Traffic be authorized to issue, upon request, up to a maximum of 5 parking permits to eligible abutting residents.

14. **No. 65 Marion Avenue – Request to Relocate a Reserved "Permit Parking" Space for a Disabled Resident**

(a) That the by-law entry allowing for a "Permit Parking" regulation on the west side of Bond Street South commencing at a point 25 feet north of Marion Avenue and extending to a point 22 feet northerly therefrom be revised such that the regulation commences at a point 48 feet north of Marion Avenue and extends to a point 22 feet northerly therefrom; and,

(b) That the by-law entry allowing for a "Permit Parking" regulation on the east side of Bond Street South commencing at a point 63 feet north of Marion Avenue and extending to a point 22 feet northerly therefrom be rescinded; and,

(c) That the City Traffic By-law 89-72 be amended accordingly.

15. **Hess Street North, north of Barton Street West – Parking Regulations**

That a "No Parking, 7:00 a.m. to 4:00 p.m., Monday to Friday" regulation be implemented on the west side of Hess Street North commencing at a point 110 feet north of Barton Street West and extending to a point 129 feet northerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly.

16. **Parking Regulations on Glen Echo Drive adjacent to Glen Echo School**

That a "No Stopping, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation be implemented on the west side of Glen Echo Drive from Secord Drive to 208 feet north of the south leg of Loyalist Drive and from 106 feet north of the south leg of Loyalist Drive to Rainbow Drive, and that the City Traffic By-law 89-72 be amended accordingly.

17. **Parking Regulations on Kingslea Drive adjacent to Huntington Park School**

That a "No Stopping, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation be implemented on the west side of Kingslea Drive from Broker Drive to 180 feet southerly and from 267 feet south of Broker Drive to Sandalwood Drive, and that the City Traffic By-law 89-72 be amended accordingly.

18. **Intersections of John Street North and Simcoe Street East and John Street North and Picton Street East – Intersection Control**

That all-way stop control be implemented at the intersections of John Street North and Simcoe Street East and John Street North and Picton Street East, and that the City Traffic By-law 89-72 be amended accordingly.

19. **No. 18 Barons Ave. – Request to Remove a "No Stopping, Wheelchair Loading Zone"**

That the existing "No Stopping, Wheelchair Loading Only, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on the east side of Barons Avenue North, commencing at a point 190 feet north of Main Street East and extending to a point 18 feet northerly therefrom, be removed and that the City Traffic By-law 89-72 be amended accordingly.

20. **Hess Street Village Pedestrian Mall By-law No. 80-179 – By-law Amendments**

That in accordance with a request from the Hess Village Mall Authority, the following regulatory and operational changes be made respecting the pedestrian mall on George Street between Queen Street South and Hess Street South:

(a) That delivery vehicles, no longer be restricted to specified hours of the day; and,

(b) That vehicles operated by the Hamilton-Wentworth Regional Police, the City of Hamilton, the Regional Municipality of Hamilton-Wentworth, any public utility, any ambulance company, any funeral home or mortuary, any towing agency while performing a towing service or emergency road-side repair, and any Provincial Ministry be included as an "authorized emergency vehicle" to exempt these vehicles from the provisions of the By-law 80-179; and,

(c) That the Commissioner of Public Works and Traffic be authorized to issue permits exempting permit holders from the provisions of the subject By-law; and,

(d) That a by-law to amend By-law 80-179 be passed and enacted.

21. **West Side of Grosvenor Avenue North, north of Cannon Street East – Request to Remove a Loading Zone**

That the existing "No Parking, 8:30 a.m. to 5:00 p.m., Monday to Friday" regulation on the west side of Grosvenor Avenue North commencing 51 feet north of Cannon Street East and extending to a point 58 feet northerly therefrom be removed, and that the City Traffic By-law 89-72 be amended accordingly.

22. **No. 44 East 12th Street – Request for a Wheelchair Loading Zone**

That a "Wheelchair Loading Zone, 9:00 a.m. to 4:00 p.m., Monday to Friday" regulation be implemented on the west side of East 12th Street commencing at a point 179 feet north of Mountville Avenue and extending to a point 19 feet northerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly.

23. **West Side of Redmond Drive, north of Stone Church Road East – Driveway Clearance**

That a full-time "No Stopping" driveway clearance be implemented on the west side of Redmond Drive, commencing at a point 240 feet north of Stone Church Road East and extending to a point 92 feet northerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly.

24. **Discharge of Outdoor Boulevard Cafe Agreement, 5 King William Street**

(a) That the Outdoor Boulevard Cafe Agreement for 5 King William Street, registered as Instrument No. 413656CD, be discharged; and,

(b) That the Mayor and Municipal Clerk be authorized and directed to execute the discharge documents for the Outdoor Boulevard Cafe Agreement, registered as Instrument No. 413656CD, in a form satisfactory to the Law Department.

25. **To Incorporate Certain City Land into Various Streets by By-laws**

(a) That the following City land be incorporated into the following streets:

| | | |
|---|---|---|
| Jacqueline Boulevard | Block 35 | Plan 62M-830 |
| Meadowpoint Drive | Block 24 | Plan 62M-853 |
| Market Street | Part 1 | Plan 62R-12288 |
| Sinena Drive | Parts 2 and 5 | Plan 62R-8055 |

(b) That the By-laws to carry out the incorporation of the said land into the foregoing streets be prepared to the satisfaction of the Corporate Counsel and be enacted by Council; and,

(c) That the Commissioner of Transportation be authorized and directed to register the By-laws.

26. **1998 Servicing Expenditures Related to Subdivisions**

(a) That the submitted schedules of works be adopted for inclusion in the Subdivision Agreement with the Owner for the estimated costs of services in

**"Eaglewood Estates – Phase 2", Hamilton**
City's share $ 43,773.00, Owner's share $ 59,674.00

**"Falconstone Estates", Hamilton**
City's share -NIL-, Owner's share $ 211,613.00

**"Wellington Estates - Phase 1", Hamilton**
City's share $26,693.65, Owner's share $ 144,628.39; and,

(b) That the Mayor and Municipal Clerk be authorized and directed to execute the proposed Subdivision Agreements with the Owners of "Eaglewood Estates – Phase 2", "Falconstone Estates", "Wellington Estates – Phase 1", Hamilton as well as and any other related documents for these Subdivisions subject to the approval of the City Solicitor; and,

(c) That the approval of the above-noted clauses be subject to the condition that no work be commenced until the Final Plan and Subdivision Agreement have been registered; and,

(d) In the event that the owner wishes to proceed prior to the registration of the Final Plan and Subdivision Agreement being registered the owner should be allowed to do so at their own risk provided that the owner enters into a standard agreement with the City of Hamilton for pre-servicing.

27. **Keep Hamilton Clean Committee – Appointment of New Members**

(a) That the Keep Hamilton Clean Committee appoint one "alternate" member for a term of up to three (3) years, such alternate would at all times have voice but vote only when a regular member is absent; and,

(b) That the following citizens be appointed to the Keep Hamilton Clean Committee for a three (3) year term to expire December 31, 2001:

Jim Auty
Claudette Kabitsis
Joel Begin
Jim Gladyn

(c) That the following citizen be appointed to the Keep Hamilton Clean Committee for a two (2) year term to expire December 31, 2000:

Clare Greeson

(d) That the following citizen be appointed as an "alternate" member with a three (3) year term to expire on December 31, 2001.

John Nieminen

28. **Rationalization of Regional Road System**

(a) That the City of Hamilton indicate to the Regional Municipality of Hamilton-Wentworth that it endorses the basic concept of transfer of roadways from Regional jurisdiction to City of Hamilton jurisdiction as per reports RDS97117a and RDS97117b; and,

(b) That the Regional Municipality of Hamilton-Wentworth be requested as part of the road rationalization not to transfer the roads listed on Appendix "A", attached hereto; and,

(c) That the Regional Municipality of Hamilton-Wentworth be requested as part of the road rationalization to retain Fennell Avenue from Garth Street to Upper Ottawa Street as a Regional road and transfer instead Concession Street from the Jolley Cut to Upper Ottawa Street, and that the appropriate changes in transfers be made to Upper Wellington Street, Upper Wentworth Street, Upper Gage Street and Upper Ottawa Street to ensure a continuous Regional road system; and,

(d) That the Regional Municipality of Hamilton-Wentworth be requested to identify the net capital cost and maintenance cost of roads to be transferred to the City of Hamilton which is currently being charged to the City in the form of a Regional levy; and,

(e) That the Region be requested to confirm as part of the roads Rationalization, that outstanding works will be completed by the Region, using funding as approved by the Region.

29. **1999 Proposed Road and Sidewalk Capital Improvement Program**

(a) That the Commissioner of Transportation be authorized, on an interim basis, to proceed with the calling of tenders for part of the projects in relation to the 1999 Road and Sidewalk Capital Improvement Programme, attached hereto as Appendix "B" in an amount not to exceed $3,000,000 , prior to the final Capital Budget approval; and,

(b) That the Commissioner of Public Works and Traffic and the Commissioner of Transportation be authorized to undertake these works on behalf of the City of Hamilton once all the necessary approvals have been received.

30. **User Fee for Driveway Approach Ramp Installations**

(a) That the user fee for driveway approach ramp installations and repairs provided by the Public Works and Traffic Department be raised from the existing rate of $66 per square metre to $99.33 per square metre, effective for all estimates given from January 1, 1999; and,

(b) That the increased user fee revenues be a component in the 1999 Departmental current budget reductions, recognizing a one-year transition for project commitments previously given at the lower per square metre rate.

31. **Restore the Core – Downtown Hamilton Improvement Plan**

(a) That functional drawings of the Hess and George Street improvements, a component of the "Restore the Core" Phase III - 1999 project, be approved in principle; and,

(b) That "Restore the Core" Phase III – 1999 Capital Project, in the amount of $2,150,000, including Hess and George Street Improvements, be forwarded to the Finance and Administration Committee for consideration for funding and construction in advance of the normal Capital Budget process to facilitate completion of the capital budget works in 1999 with minimal disruption to the community.

32. **Proposed Roadway Alteration of Hess Street South between King and Jackson Streets and George Street from Hess Street South to approximately 65 m Easterly**

(a) That the proposed alteration of Hess Street South from King to Jackson Streets to provide for a road width varying from 6.2m to 9.0m and George Street from Hess Street South to approximately 65m easterly to provide a road width of 3.3m as shown on Appendix "C", be advertised under Section 300 of the Municipal Act being Chapter M.45 of the Revised Statutes of Ontario 1990; and,

(b) That the necessary By-laws be prepared by the Commissioner of Public Works and Traffic in a form satisfactory to the City Solicitor and advertised by the Municipal Clerk.

33. **Vendor Program for Selected Street Locations - Authority to Issue Request for Proposals**

(a) That the Commissioner of Public Works and Traffic be authorized to finalize and issue a Request for Proposals to solicit vendor operators for approved locations based on a term of three years commencing 1999; and,

(b) That the following locations be approved for vendor operations:

One vendor at:
Southwest corner – James Street and King Street West
Stelco Tower (north side of King Street West)
City Hall forecourt
Court House (between Hughson St. and John St. S.)
Northeast corner – King St. W. and Bay St. at Standard Life Building;
Southeast corner – Bay Street and York Street
Bay Street at Copps Coliseum – main entrance to box office; and,

(c) That a Review Committee comprised of the Commissioner of Public Works and Traffic (or designate), the Special Events Liaison Officer and Purchasing Division representative be authorized to receive and review submissions using evaluation criteria attached to this report and dated November 1998 and recommend vendor operators for consideration by the T&E Committee, exclusive of the HECFI/Copps Coliseum locations; and,

(d) That the General Manager, Finance, be requested to ensure that appropriate accounting procedures are in place for the program; and,

(e) A draft agreement be prepared in a form satisfactory to the City/Regional Solicitor for recommendation by the Review Committee.

34. **Snow Removal – January 1999**

(a) That the Commissioner of Public Works and Traffic be authorized to continue doing whatever is necessary, within existing policy, for snow removal in the City of Hamilton; and,

(b) That the Commissioner of Public Works and Traffic and the General Manager, Finance, be requested to report back to the Transport and Environment Committee on the potential methods of financing any resulting deficit.

35. **Bills**

That the following Bills be adopted, signed, sealed and enrolled as By-laws.

(a) A-1 A By-law to Amend Traffic By-law No. 89-72 to Regulate Traffic

(b) A-2 A By-law to Amend Traffic By-law No. 89-72 to Regulate Traffic

(c) A-3 A By-law to Incorporate City Land Designated as Part 1 on Plan 62R-12298 into Market Street

(d) A-4 A By-law to Incorporate City Land Designated as Parts 2 and 5 on Plan 62R-8055 into Sinena Drive

(e) A-5 A By-law to Incorporate City Land Designated as Block 24 on Plan 62M-853 into Meadowpoint Drive

(f) A-6 A By-law to Incorporate City Land Designated as Block 35 on Plan 62M-830 into Jacqueline Boulevard

**Respectfully Submitted,**

**ALDERMAN CHAD COLLINS, CHAIRMAN**
**TRANSPORT AND ENVIRONMENT COMMITTEE**

**Carolyn Biggs**
**Acting Secretary**
**January 18th, 1999**

Roads Proposed for Transfer from the Region to the City of Hamilton which the City requests not be transferred.

| Street | From | To |
|---|---|---|
| Crockett | Sherman Cut | Upper Sherman |
| Dundurn | York | Aberdeen |
| Fennell * | Garth | Upper Ottawa |
| Grays | South Service Road | South City Limits |
| Ottawa | Industrial | Main |
| Sherman Cut | Sherman Access | Crockett |
| Sherman Access | Charlton | Kenilworth |
| Upper Sherman | Crockett | Rymal |
| Upper Wellington | Concession | Rymal |
| West 5th | Claremont Access | Fennell |

- Note: Fennell, Garth to Upper Ottawa is to be substituted for Concession, Upper Wellington to Upper Ottawa as per recommendation (c) of this report. To effect this change Upper Wentworth, Concession to Fennell and Upper Gage, Concession to Fennell will be transferred to the City.

Roads Which will have to be Transferred from the Region to the City of Hamilton to Allow for the Change from Concession to Fennell as a Regional road:

| Street | From | To |
|---|---|---|
| Concession | Upper Wellington | Upper Ottawa |
| Upper Wentworth | Concession | Fennell |
| Upper Gage | Concession | Fennell |

**D. Supplementary List - Streets may be done in the order listed if residual funds are available**

| STREET | FROM | TO | COMMENTS | ESTIMATE |
|---|---|---|---|---|
| West 1st Street | Fennell | Richwill | -road reconstruction-sidewalk reconstruction -both sides-in conjunction with Regional sewer and watermain work | $673,000 |
| Stewartdale | Greenhill | Montrose | -road reconstruction-sidewalk reconstruction-both sides -in conjunction with Regional watermain work | $467,000 |
| Gledhill Crescent | Galt | Brigadoon | -sidewalk reconstruction-both sides | $153,000 |
| Hester Street | Upper James | Upper Wellington | -road reconstruction-sidewalk reconstruction-both sides -in conjunction with Regional watermain work | $569,000 |
| East 33rd Street | Fennell | Brucedale | -road reconstruction-sidewalk reconstruction-both sides | $176,000 |
| | | **TOTAL D** | | **$2,038,000** |

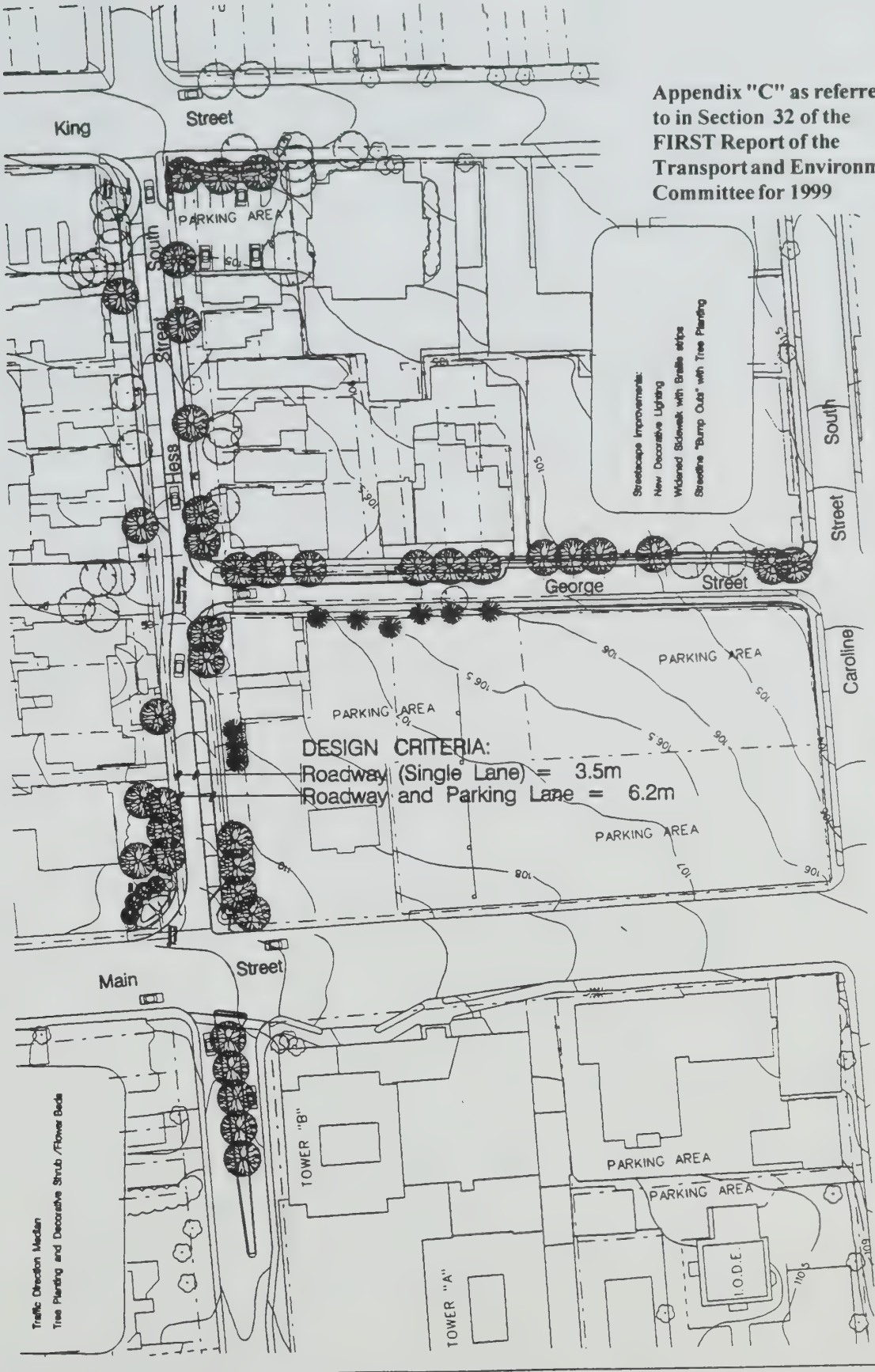
* Projects proposed to be tendered early in 1999 totalling $3,000,000





Appendix "B" as referred to in Section 29 of the FIRST Report of the Transport and Environment Committee for 1999

**Appendix "C" as referred to in Section 32 of the FIRST Report of the Transport and Environment Committee for 1999**




| | | | |
|---|---|---|---|
| City of HAMILTON | Project | Hess and George Street Streetscape Development | Date Jan./99 |
| | Title | Site Plan | Scale 1:1250 |

# PARKS AND RECREATION COMMITTEE

# REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Parks and Recreation Committee presents its **FIRST** Report for 1999 and respectfully recommends:

1. **Appointment of Local Representatives to the Arts Advisory Commission**

(a) That the following representatives of local arts organizations be appointed to the Arts Advisory Commission for the 1999 Term of Office:

Tricia Naber – Dundas Valley School of Art
Catherine Pead, Ontario Workers Arts & Heritage Centre
Brenda Faloney – Theatre Aquarius
Peter Rogers, Hamilton Public Library Board
Shelagh Snider, New Faces
Richard Birney-Smith, Te Deum Orchestra and Singers; and,

(b) That Patti Beckett be appointed as the Hamilton and Region Arts Council representative to serve on the Arts Advisory Commission for the 1999 Term.

2. **Glen Manor – The Veever's Home, Extension to Residential Tenancy and Consultant Agreements**

That the City's lease of 22 Veevers Drive and Consultant Contract with Neil Tomlinson be extended from January 31, 1999 to May 31, 1999 on the same terms as the existing lease and Consultant Contract and that the Mayor and Municipal Clerk be authorized to execute lease and consultant amending agreements in a form satisfactory to the Commissioner of Public Works and Traffic and the City/Regional Solicitor.

3. **Appointment of Members to the New Crystal Palace Sub-Committee**

(a) That the compliment of the New Crystal Sub-Committee be reduced from 11 to 10 members (2 members of City Council and 8 citizen members), and;

(b) That the following people be appointed to the New Crystal Palace Sub-Committee for a term to expire November 30, 2000:

Ernie Seager
Alan Bowler
Frank DeNardis

Eleanor Morrow
John Crawford
Dave Gerrie
Dave MacLennan
Joe Pavelka

4. **Hamilton Tiger Cat Football Club, Beer Garden and Fireworks Approval**

(a) That approval, as required by Parks By-law 95-126, as amended, Section 11 and 5, and under the Standard Terms and Conditions of the Special Events Guidelines, be given to the Hamilton Tiger Cat Football Club (1097694 Ontario Limited) to hold a beer garden as part of a pre-game party in the east end of Brian Timmis Stadium or in the west end zone area of Ivor Wynne Stadium; and,

(b) That approval as required by Section 17(1) and Section 26 of the Fireworks By-law 90-198 and Section 11 of the Parks By-law 95-126, be given to the Hamilton Tiger Cat Football Club to hold a low-level Fireworks Display at each home game, subject to the Special Events Guidelines; and,

(c) That (a) and (b) are approved for the following dates:

| | |
|---|---|
| Thursday July 1, 1999 | 5:30 – 7:00 p.m. |
| Friday July 16, 1999 | 5:30 – 7:00 p.m. |
| Thursday July 29, 1999 | 5:30 – 7:00 p.m. |
| Thursday August 5, 1999 | 5:30 – 7:00 p.m. |
| Thursday August 19, 1999 | 5:30 – 7:00 p.m. |
| Monday Sept 6, 1999 | 11:00 – 12:30 p.m. |
| Saturday Sept 18, 1999 | 2:00 – 3:30 p.m. |
| Saturday Sept 25, 1999 | 1:00 – 2:30 p.m. |
| Saturday Oct 16, 1999 | 1:00 – 2:30 p.m. |
| Saturday Nov 6, 1999 | 2:00 – 3:30 p.m. |
| *Sunday Nov 14, 1999 | 11:00 – 12:30 p.m. |
| *Sunday Nov 21, 1999 | 11:00 – 12:30 p.m. |

* Tentative Home playoff game

5. **Contract with Patriot Enterprises, Signage on Golf Courses**

(a) That the City agree to terminate the sign display contract dated January 31, 1996 between 952532 Ontario Ltd. carrying on business as Patriot Signs and the City of Hamilton; and,

(b) That the Mayor and Municipal Clerk be authorized to execute a termination contract satisfactory to the City Solicitor.

6. **Turner Park – Designation as Site for Future South Mountain Complex**

That Turner Park be designated as the site for the future development and construction of the South Mountain Police Station/Library/RecreationCentre complex.

7. **Review of Service Levels – Library Board**

That the Library Board be requested to undertake a review regarding service levels south of Main Street and east of Locke Street in the lower City.

8. **Vendor and Concession Programs for Selected Park Locations: Authority to Issue Requests for Proposals**

(a) That the Commissioner of Public Works and Traffic be authorized to finalize and issue a Request for Proposals to solicit vendor operators for locations described in Appendix "A" attached hereto and dated November 1998 at Pier 4, Bayfront Park and Gage Park based on a term of 3 years commencing in 1999; and,

(b) That the Commissioner of Public Works and Traffic be authorized to finalize and issue a Request for Proposals to solicit concessionaires for Bayfront and T.B. McQuesten Parks based on a term of 5 years commencing in 1999; and,

(c) That a Review Committee comprised of the Commissioner of Public Works and Traffic (or designate), the Special Events Liaison Officer and Purchasing Division representative be authorized to receive and review submissions using evaluation criteria attached to this report dated November 1998 and recommend vendor and concession operations for consideration by the Parks and Recreation Committee; and,

(d) That the General Manager, Finance be requested to ensure that appropriate accounting procedures are in place for this program; and,

(e) That draft agreements be prepared for vendor and concession operations, in a form satisfactory to the City/Regional Solicitor for recommendation by the Review Committee.

9. **Sir Wilfred Laurier School/Bishop Ryan Secondary School, Construction of Soccer Fields**

(a) That the City of Hamilton enter into a joint use agreement with the Hamilton District Board of Education for a 16,190 $m^2$ (more or less) of land located at Sir Wilfred Laurier School for the sum of $1 per annum to construct and maintain three (3) mini soccer fields; and,

(b) That the City enter into a joint use agreement with the Hamilton-Wentworth Roman Catholic Separate School Board for a 30,190 $m^2$ (more or less) of land located at Bishop Ryan Secondary School for a sum of $1 per annum to construct two (2) and maintain three (3) soccer fields; and,

(c) That the agreements with the Hamilton District Board of Education and Hamilton-Wentworth Roman Catholic Separate School Board shall be in a form satisfactory to the City Solicitor; and,

(d) That the Mayor and Municipal Clerk be authorized to sign the lease agreements.

10. **Ivor Wynne Stadium – Request from Hamilton Tiger Cat Football Club to Lift Smoking Ban on Stadium**

That the Region of Hamilton-Wentworth be requested to amend the Tobacco Control By-law to permit smoking in Ivor Wynne Stadium for Hamilton Tiger Cat football games in response to a request from the Football Club.

11. **Friends of the Aviary – Continuation of 1998 Pilot Maintenance Program and Funding Transfer for 1999**

(a) That the pilot maintenance program initiated in 1998 for maintenance of lawn areas, ornamental beds, garden plots and minor repairs associated with upkeep of Hamilton's Aviary by the Volunteer Executive Committee of the Aviary be continued for May 1 to October 15, 1999; and,

(b) That the funds be transferred from the Department of Public Works and Traffic, Parks Division Operating Budget Account No. CH51401 62110 to the Friends of the Aviary to be used to retain their seasonal staff during this period; and,

(c) That the City Treasurer be authorized to transfer an amount totaling $7,000 to the Friends of the Aviary, one installment payable April 1, 1999; and,

(d) That subject to the determination of the Commissioner of Public Works and Traffic, this program be authorized to continue annually beyond 1999.

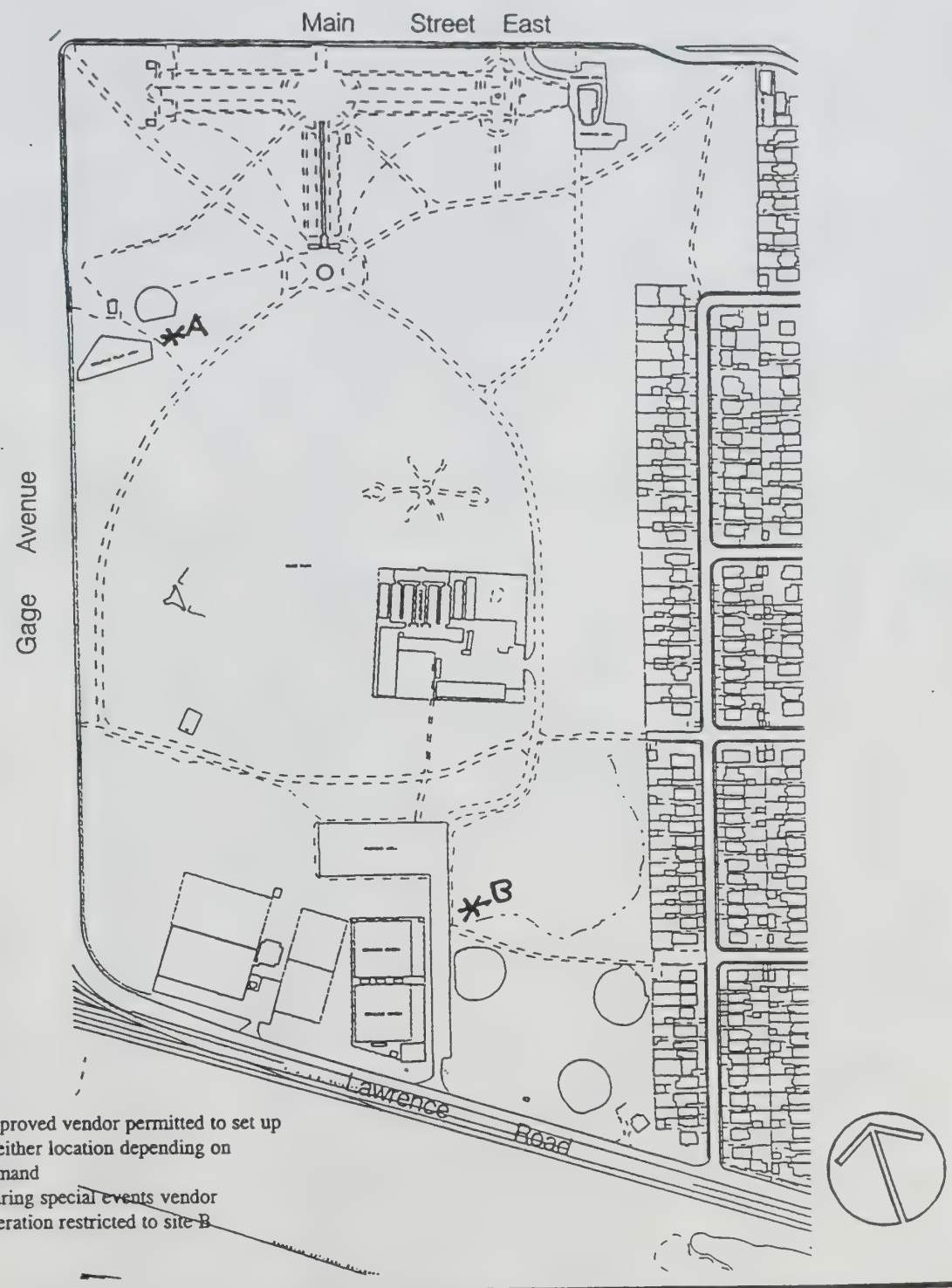
**Respectfully Submitted,**

**ALDERMAN BERNIE MORELLI, CHAIRMAN**
**PARKS AND RECREATION COMMITTEE**

**Tina Agnello, Secretary**

**January 18th, 1999**

Appendix "A" as referred to in Section 8 (a) of the First Report of the Parks and Recreation Committee for 1999




* - Approved vendor permitted to set up at either location depending on demand

\- During special events vendor operation restricted to site B

City of HAMILTON

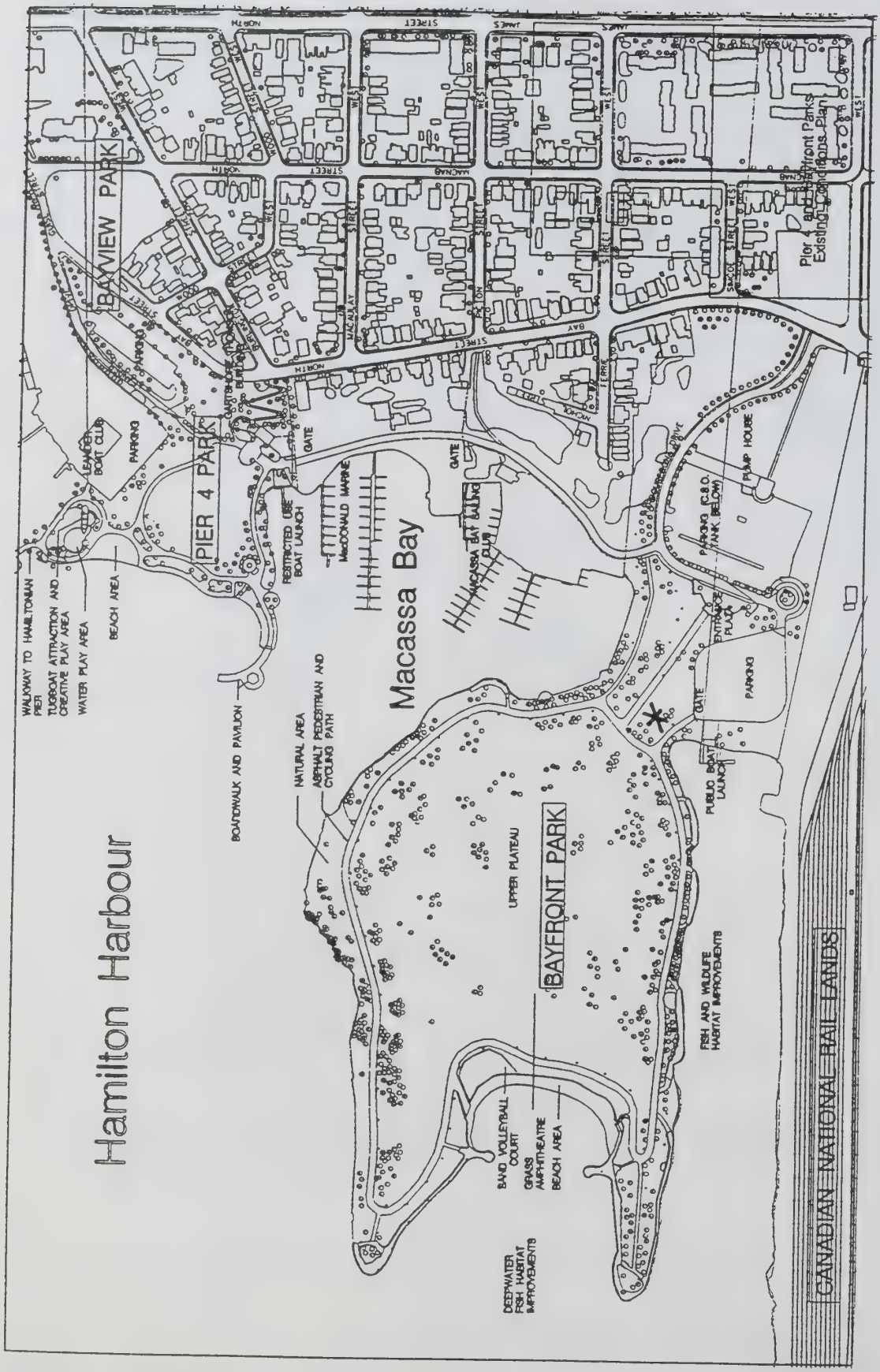
Project: GAGE PARK

Title: VENDOR OPERATIONS

Date: NOV/98

Scale: 1:4000

Dwg. No. RTE. 4 5


Hamilton Harbour
BAYVIEW PARK
PIER 4 PARK
Macassa Bay
BAYFRONT PARK
CANADIAN NATIONAL RAIL LANDS
Pier 4 and Waterfront Parks Existing Conditions Plan
WALKWAY TO HAMILTONIAN PIER
TUGBOAT ATTRACTION AND CREATIVE PLAY AREA
WATER PLAY AREA
BEACH AREA
LEANDER BOAT CLUB
PARKING
BOARDWALK AND PAVILION
NATURAL AREA
ASPHALT PEDESTRIAN AND CYCLING PATH
RESTRICTED USE BOAT LAUNCH
MacDONALD WHARF
GATE
MACASSA BAY LIFTING PLUG
PUMP HOUSE
PARKING (C.S.O. TANK BELOW)
ENTRANCE PLAZA
PARKING
PUBLIC BOAT LAUNCH
UPPER PLATEAU
FISH AND WILDLIFE HABITAT IMPROVEMENTS
BAND VOLLEYBALL COURT
GRASS AMPHITHEATRE
BEACH AREA
DEEPWATER FISH HABITAT IMPROVEMENTS
* Approved Vendor Location
NOVEMBER 1998

PIER 4 PARK
MASTER
PLAN
CONCEPT
*Approved Vendor Location
NOVEMBER 1998
HARBOUR
HAMILTON
VIEWING
PLAYGROUND
PARKING LOT
OPEN SPACE
DOCK
PAVILION
VIEWING
VIEWING
VIEWING

# PLANNING AND DEVELOPMENT COMMITTEE

## REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **FIRST** Report for 1999 and respectfully recommends:

**1. Zoning Application 98-40, by Pricewaterhouse Coopers Inc., owner, for a modification to the "JJ" District, for lands located at 2701 Barton Street East.**

(a) That approval be given to Zoning Application ZAR-98-40, Pricewaterhouse Coopers Inc., owner, for a modification to the "JJ"(Restricted Light Industrial) District regulations, to permit the existing uses (rental, sales, servicing and outside storage of construction and industrial equipment), on lands located at 2701 Barton Street East, as shown on the attached map marked as Appendix "A", subject to the following:

(i) That the "JJ" (Restricted Light Industrial) District regulations, as contained in Section 16A of By-law No. 6593, applicable to the subject lands, be modified to include the following variance as a special provision:

That not withstanding Section 16A.(1) of Zoning By-law No.6593, the rental, sales, servicing and outdoor storage of construction and industrial equipment shall be permitted; and,

(ii) That the amending by-law be added to Section 19B of Zoning By-law No.6593 as Section S-1422 , and the subject lands on Zoning District Map E-123 be notated S-1422; and,

(iii) That the City/Regional Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-123, for presentation to City Council; and,

(iv) The proposed modification in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

(b) The the amending by-law not be forwarded to City Council for approval until the applicant has applied for and received approval of a Commercial Boulevard Parking Agreement with the City, or the applicant has removed the parking area between the access driveways and landscaped the boulevard to the satisfaction of the Director of Public Works and Traffic.

2. **Zoning Application 98-41, by 1169990 Ontario Inc. (Robert McDowell) owner, for a further modification to the "HH" District for property located at 775-779 Upper Wentworth Street.**

(a) That approval be given to amended Zoning Application 98–41, 116990 Ontario Inc. (Rob McDowell), owner, for a further modification to the "HH" (Restricted Community Shopping and Commercial etc.) District to allow a laser eye clinic on the property located at 775 – 779 Upper Wentworth Street, as shown on the attached map marked as Appendix "B", subject to the following:

(i) That the "HH" (Restricted Community Shopping and Commercial, etc.) District regulations, as contained in Section 14A of Zoning By-law No. 6593 as amended by By-law 96-123, applicable to the subject lands be further modified to include the following variances as special provision:

(1) That notwithstanding Section 14A. of Zoning By-law No. 6593 and Committee of Adjustment decision A-97:229, either a laser eye clinic or dental office having a maximum gross floor area of 340.5 $m^2$ (3,665 S.F.) shall be permitted only within the building existing on the day of passing of this by-law; and,

(2) That notwithstanding Section 14A. of Zoning By-law No. 6593, the business identification ground sign existing on the date of the passing of this by-law shall be permitted; and,

(ii) That the amending by-law be added to Section 19B of Zoning By law No. 6593 as Section S -1348a, and that the subject lands on Zoning District Map E-27 be notated S -1348a; and,

(iii) That the City Solicitor be directed to prepare a By-law to amend zoning By-law No. 6593 and Zoning District Map E-27, for presentation to City Council; and,

(iv) That this proposed modification in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

(b) That the owner apply for and receive approval of the appropriate encroachment agreement with the Region of Hamilton-Wentworth for the existing business identification ground sign, if required.

**3. City Initiative 98-E, Review of Landscape Regulations and Design Standards for "commercial" uses.**

That approval be given to City Initiative CI-98-E, to provide for an amendment to Zoning By-law No. 6593, by introducing new regulations for landscape areas related to "Commercial" uses, on the following basis:

(a) That the "G" (Neighbourhood Shopping Centre, Etc.) District regulations as contained in Section 13 of Zoning By-law No. 6593 be amended by adding the following new subsection:

**Landscape Requirements**

(9) (a) A planting strip of not less than 1.5 metres in width shall be provided and maintained along every side lot line and rear lot line adjoining a residential district or use, except for the area used for access driveway, and;

(b) Where any parking space or manoeuvring space is adjacent to a street line, a landscaped area having a minimum average width of 2.0 metres, but not less than 1.0 metre in width, shall be provided and maintained along the entire street line except for the area used for access driveway.

(b) That the "G-1" (Designed Shopping Centre) District regulations as contained in Section 13A of Zoning By-law No. 6593 be amended by adding the following new subsection:

(9) (a) A planting strip of not less than 1.5 metres in width shall be provided and maintained along every side lot line and rear lot line adjoining a residential district or use, except for the area used for access driveway, and;

(b) Where any parking space or manoeuvring space is adjacent to a street line, a landscaped area having a minimum average width of 2.0 metres, but not less than 1.0 metre in width, shall be provided and maintained along the entire street line except for the area used for access driveway.

(c) That the "G-2" (Regional Shopping Centre) District regulations as contained in Section 13B of Zoning By-law No. 6593 be amended by adding the following new subsection:

**Landscape Requirements**

(11) (a) A planting strip of not less than 1.5 metres in width shall be provided and maintained along every side lot line and rear lot line adjoining a residential district or use, except for the area used for access driveway, and;

(b) Where any parking space or manoeuvring space is adjacent to a street line, a landscaped area having a minimum average width of 2.0 metres, but not less than 1.0 metre in width, shall be provided and maintained along the entire street line except for the area used for access driveway.

(d) That the "G-4" (Designed Neighbourhood Shopping Area) District regulations as contained in Section 13D of Zoning By-law No. 6593 be amended by adding the following new subsection:

**Landscape Requirements**

(7) (a) A planting strip of not less than 1.5 metres in width shall be provided and maintained along every side lot line and rear lot line adjoining a residential district or use, except for the area used for access driveway, and;

(b) Where any parking space or manoeuvring space is adjacent to a street line, a landscaped area having a minimum average width of 2.0 metres, but not less than 1.0 metre in width, shall be provided and maintained along the entire street line except for the area used for access driveway.

(e) That the "H" (Community Shopping and Commercial, Etc.) District regulations as contained in Section 14 of Zoning By-law No. 6593 be amended by adding the following new subsection:

**Landscape Requirements**

(9) (a) A planting strip of not less than 1.5 metres in width shall be provided and maintained along every side lot line and rear lot line adjoining a residential district or use, except for the area used for access driveway, and;

(b) Where any parking space or manoeuvring space is adjacent to a street line, a landscaped area having a minimum average width

of 2.0 metres, but not less than 1.0 metre in width, shall be provided and maintained along the entire street line except for the area used for access driveway.

(f) That the "HH" (Restricted Community Shopping and Commercial) District regulations as contained in Section 14A of Zoning By-law No. 6593 be amended by adding the following new subsection:

**Landscape Requirements**

(7) (a) A planting strip of not less than 1.5 metres in width shall be provided and maintained along every side lot line and rear lot line adjoining a residential district or use, except for the area used for access driveway, and;

(b) Where any parking space or manoeuvring space is adjacent to a street line, a landscaped area having a minimum average width of 2.0 metres, but not less than 1.0 metre in width, shall be provided and maintained along the entire street line except for the area used for access driveway.

(g) That the "I" (Central Business, Etc.) District regulations as contained in Section 15 of Zoning By-law No. 6593 be amended by adding the following new subsection:

**Landscape Requirements**

(9) (a) A planting strip of not less than 1.5 metres in width shall be provided and maintained along every side lot line and rear lot line adjoining a residential district or use, except for the area used for access driveway, and;

(b) Where any parking space or manoeuvring space is adjacent to a street line, a landscaped area having a minimum average width of 2.0 metres, but not less than 1.0 metre in width, shall be provided and maintained along the entire street line except for the area used for access driveway.

(h) That the "HI" (Civic Centre Protected) District regulations as contained in Section 15A of Zoning By-law No. 6593 be amended by adding the following new subsection:

**Landscape Requirements**

(5) (a) A planting strip of not less than 1.5 metres in width shall be provided and maintained along every side lot line and rear lot line adjoining a residential district or use, except for the area

used for access driveway, and;

(b) Where any parking space or manoeuvring space is adjacent to a street line, a landscaped area having a minimum average width of 2.0 metres, but not less than 1.0 metre in width, shall be provided and maintained along the entire street line except for the area used for access driveway.

(i) That The "CR-1", "CR-2" and "CR-3" ( Commercial – Residential ) District regulations as contained in Section 15B of Zoning By-law No. 6593 be amended by adding the following additional Landscape Requirements:

(36) A planting strip of not less than 1.5 metres in width shall be provided and maintained along every side lot line and rear lot line adjoining a residential district or use, except for the area used for access driveway, and;

(37) Where any parking space or manoeuvring space is adjacent to a street line, a landscaped area having a minimum average width of 2.0 metres, but not less than 1.0 metre in width, shall be provided and maintained along the entire street line except for the area used for access driveway.

(j) That the City/Regional Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 for presentation to City Council; and,

(k) That the proposed changes in zoning are in conformity with the Official Plan for the City of Hamilton Planning Area.

**4. Added Item Re: Regulation of Building Materials and Design**

WHEREAS Section 41 of the Planning Act permits municipalities to designate areas as Site Plan Control areas to regulate new development;

AND WHEREAS the City of Hamilton Official Plan designates all of the lands within the City of Hamilton as a Site Plan Control Area;

AND WHEREAS the Planning Act permits municipalities to regulate the siting of buildings, points of ingress and egress, landscaping and storm-water management, but not matters of the colour, texture and type of materials, window detail and architectural detail and design;

AND WHEREAS the Commission on Planning and Development Reform in Ontario recommended that the Planning Act be amended to expand the provisions of site plan control to include colour, texture, type of materials, window detail, construction details, architectural detail, and interior design;

AND WHEREAS the Council of the Corporation of the City of Hamilton supported the recommendation of the Commission on Planning and Development Reform in Ontario with respect to amendments to Site Plan Control;

AND WHEREAS new development may comply with the regulations of the City of Hamilton Zoning By-law but may not be compatible with the established character of the surrounding neighbourhood;

AND WHEREAS the Council of the Corporation of the City of Hamilton deem it to be appropriate that new development be evaluated and regulated with respect to matters of architectural detail and design, including colour, texture, and type of materials, window detail and building design to ensure that new development is compatible with existing development and enhances the character of the neighbourhood;

NOW THEREFORE the Council of the Corporation of the City of Hamilton hereby requests the Province of Ontario to amend Section 41 of the Planning Act to expand the provisions of Site Plan Control to enable municipalities to regulate matters of architectural detail and design, including colour, texture, and type of materials, window detail and building design.

AND THAT a copy of this resolution be forwarded to the Association of Municipalities of Ontario.

5. **Zoning Application 98-22 by Cantrico Investments Limited, owner, for a modification to the "H" District, for lands located at 1394 Upper Gage Avenue.**

That approval be given to Zoning Application ZAC-98-22, Cantrico Investments Inc., owner, for a further modification to the "H" (Community Shopping and Commercial, etc.) District regulations to permit the temporary use of the lands for a third party/billboard sign for a period of 3 years, under Section 39 of the Planning Act, for property located at 1394 Upper Gage Avenue, as shown on the attached map marked as Appendix "C", on the following basis:

(a) That the "H" (Community Shopping and Commercial, etc.) District regulations as contained in Section 14 of Zoning By-law No. 6593, as amended by By-law Nos. 81-190, 81-244 and 82-19, be further modified in accordance with Section 39 of the Planning Act, to the extent only of the special requirements that:

(i) A third party/billboard sign shall be permitted for a period being the lesser of three years from the day of the passing of the by-law, or until a Building Permit for residential uses is issued for any of

the lands known as 1406 Upper Gage Avenue, and/or the rear of 1400 Upper Gage Avenue, fronting onto Stone Church Road East; and,

(ii) Notwithstanding Section 18.(15)(2)(d) of Zoning By-law No. 6593, the third party/billboard sign permitted in (a) above, shall be a minimum of 7.0 m from the westerly lot line; and,

(b) That the amending by-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-751c, and that the subject lands on zoning District Map E-38C be notated S-751c; and,

(c) That the City/Regional Solicitor be directed to prepare a by-law to amend Zoning By-law 6593 and Zoning District May E-38C for presentation to City Council; and,

(d) That the proposed modification in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

**6. Zoning Application 98-24 and Official Plan Amendment Application by Jomar Development Corporation, Owner, for property located at 723 Rymal Road West. (Previously Tabled)**

A. That approval be given to Official Plan Amendment No.158 to establish a Special Policy Area to permit a "Community and Residential Care Access Centre", containing residential care and short-term residential care facilities for the accommodation of a maximum of 25 and 26 residents of at least 65 years of age, respectively, and medical and associated commercial uses in a 2 storey building and to permit the conversion of the existing dwelling into a restaurant, within the "Residential" designation, on lands known municipally as 723 Rymal Road West, shown as Blocks "1" and "2" on the attached map marked as Appendix "D", and that the City/Regional Solicitor be directed to prepare a By-law of adoption for submission to the Regional Municipality of Hamilton-Wentworth.

B. That approval be given to amended Zoning Application ZAC-98-24, 723 Rymal Road West (Jomar Development Corporation), owner, for changes in zoning from "AA" (Agricultural) District and "C" (Urban Protected Residential, etc) District to "DE-3" – 'H' (Multiple Dwellings - Holding) District, modified, to permit a "Community and Residential Care Access Centre" containing residential care and short-term residential care facilities for the accommodation of a maximum of 25 and 26 residents of at least 65 years of age, respectively, and medical and associated commercial uses in a 2 storey building and to permit the conversion of the existing dwelling into a restaurant, for lands located south of Rymal Road West, east of the City of Hamilton-Township of Glanbrook municipal boundary, known municipally

as 723 Rymal Road West, shown as Blocks "1" and "2" on the attached map marked as Appendix "D", on the following basis:

(a) That Block "1" be rezoned from "AA" (Agricultural) District to "DE-3" – 'H' (Multiple Dwellings - Holding) District; and,

(b) That Block "2" be rezoned from "C" (Urban Protected Residential, etc.) District to "DE-3" – 'H' (Multiple Dwellings - Holding) District; and,

(c) That the 'H' symbol applicable to the land referred to in section (b)(i) and (b)(ii) shall be removed conditional upon:

(1) The owner preparing and submitting a storm water management study to the satisfaction of the applicable Conservation Authorities and the Manager, Development Engineering Section, Regional Environment Department; and,

(2) Servicing is available to the subject lands to the satisfaction of the Manager, Development Engineering Section, Regional Environment Department; and,

(3) The applicant entering into all required agreements for the provision of services, with the City of Hamilton and the Region of Hamilton-Wentworth, to the satisfaction of the Manager, Development Engineering Section, Regional Environment Department.

The 'H' symbol shall be removed by amendment to this by-law and the development of the subject lands may proceed in accordance with the "DE-3" (Multiple Dwellings) District provisions, subject to the special provisions of Section (b)(iv); and,

(d) That the "DE-3" (Multiple Dwellings) District regulations, as contained in Section 10C of Zoning By-law No. 6593, applicable to Blocks "1" and "2", be modified to include the following variances as special provisions:

(i) That notwithstanding Section 10C(1) of Zoning By-law No. 6593, only the following uses shall be permitted:

(1) a "Community and Residential Care Access Centre"; and,

(2) a restaurant provided that:

a) it is located within the existing dwelling at the time of passage of the by-law; and,

b) the external appearance and character of the dwelling shall be preserved and maintained; and,

c) a drive-thru or take-out shall not be permitted; and,

d) it is accessory to a "Community and Residential Care Access Centre".

(ii) For the purpose of this by-law, a "Community and Residential Care Access Centre" shall mean a building in which short-term residential care and residential care facilities are provided in conjunction with medical offices and related services, subject to the following provisions:

(1) maximum of 26 residents of at least 65 years of age located within the first and second storeys; and,

(2) a Residential Care Facility for the accommodation of a maximum of 25 residents of at least 65 years of age located within the second storey; and,

(3) an accessory dining room in the second storey which shall only be used in conjunction with the Residential Care and Short-Term Care Facilities; and,

(4) offices for medical or dental practitioners, osteopaths or drugless practitioners, physiotherapists, optometrists, shall be located within the first storey, and shall include medical related services such as reception areas, examination rooms, x-ray, ultra sound, a medical laboratory, and a drugstore, provided that all such uses except for a drugstore shall have access only from the interior of the building.

(iii) That notwithstanding Section 10C.(2) of Zoning By-law No. 6593, no building shall exceed two storeys in height; and,

(iv) That notwithstanding Section 10C.(3) of Zoning By-law No. 6593, for a "Community and Residential Care Access Centre", the following yards shall be provided and maintained:

(i) a minimum front yard depth of 4.7 m;
(ii) a minimum side yard depth of 3.8 m; and,

(iii) a minimum rear yard depth of 11.1 m.

(v) That notwithstanding Section 10C.(5) of Zoning By-law No. 6593, for a "Community and Residential Care Access Centre" a maximum gross floor area of 4,690 $m^2$ shall be permitted, the residential portion shall have a minimum floor area of 2,715 $m^2$ and the commercial portion shall have a maximum floor area of 1,975 $m^2$, including hallways and common amenity areas; and,

(vi) For the "Community and Residential Care Access Centre", an unlighted ground sign having an area of not more that 4.2 square metres and located not less that 2.0 m from any lot line shall be permitted; and,

(vii) For the restaurant, an unlighted ground sign having an area of not more that 1.2 square metres and located adjacent to the existing building shall be permitted; and,

(viii) That Section 4.(3) of Zoning By-law No. 6593, shall not apply to the subject lands; and,

(ix) That notwithstanding Section 2.(2)A.(xiiaa) of Zoning By-law No. 6593, a Residential Care Facility shall be permitted within a building containing a "Community and Residential Care Access Centre" comprised of residential and commercial uses; and,

(x) That notwithstanding Section 2.(2)A.(xiiaaa), a Short-Term Residential Care Facility shall be permitted within a building containing a "Community and Residential Care Access Centre" jointly comprised of residential and commercial uses; and,

(xi) That Section 10C.(7) of Zoning By-law No. 6593 shall not apply to the subject lands.

(e) That the amending by-law be added to Section 19B of Zoning By-law No. 6593 as Section S - 1421, and that the subject lands on Zoning District map W-37E be notated as S - 1421; and,

(f) That the City/Regional Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map W-37E for presentation to City Council; and,

(g) That the proposed change in zoning will be in conformity with the Official Plan for the Hamilton Planning Area upon approval of the proposed Official Plan Amendment No.158 by the Region of Hamilton-Wentworth, and,

(h) That upon finalization of the Zoning By-law, the subject lands be redesignated from "Single and Double" Residential to "Commercial and Residential" and the north-south cul-de-sac be removed on the approved Carpenter Neighbourhood Plan.

7. **Barton Village Business Improvement Area (B.I.A.) – Revised Board Management**

(a) That Schedule 'B' of By-law No. 87-308, as amended, appointing the Barton Village B.I.A.'s Board of Management, be repealed and the following names substituted:

SCHEDULE 'B'

| | |
|---|---|
| D. Boukhers | Farah's Foodmart |
| J. Hendry | Hendry's Family Shoes |
| S. Manners | Siemens Westinghouse Inc. |
| J. Hilger | Ways to Wisdom |
| J. Howard | Econ-o-wash Laundry |
| P. Nusca | Nusca Custom Tailers Ltd. |
| M. Tollis | Riviera Banquet Centre |
| N. LaSala | Nick's Auto Service |
| R. Palmese | Palmese Photodesign Group Inc. |
| K. Cody | Orthopaedic Services |

(b) That the City/Regional Solicitor, Corporate Services, be directed to amend Schedule 'B' of By-law No. 87-308 pursuant to (1) above.

8. **Barton Village Business Improvement Area (B.I.A.) Proposed Budget and Schedule of Payments for 1999**

(a) That the 1999 operating budget for the Barton Village B.I.A. (attached as Appendix 'E') be approved in the amount of thirty thousand dollars ($30,000); and,

(b) That the General Manager of Finance, be hereby authorized and directed to prepare the requisite by-law pursuant to Section 220, The Municipal Act, R.S.O. 1990, to levy the 1999 budget as referenced in (1) above; and,

(c) That the following schedule of payments for 1999 be approved:

| | |
|---|---|
| January 01 | $7,500 |
| March 01 | $7,500 |
| June 01 | $7,500 |
| September 01 | $7,500 |

Note: 1998 assessment appeals may be deducted from the 1999 levy payments.

**9. Westdale Village Business Improvement Area (B.I.A.) – Proposed Budget and Schedule of Payments for 1999**

(a) That the 1999 operating budget for the Westdale Village B.I.A. (attached as Appendix 'F') be approved in the amount of $35,000; and,

(b) That the General Manager of Finance, be hereby authorized and directed to prepare the requisite by-law pursuant to Section 220, The Municipal Act, R.S.O. 1990, to levy the 1999 budget as referenced in (a) above; and,

(c) That the following schedule of payments for 1999 be approved:

| | |
|---|---|
| January 01 | $11,000. |
| March 01 | $8,000. |
| June 01 | $8,000. |
| September 01 | $8,000. |

NOTE: 1998 assessment appeals may be deducted from the 1999 levy payments.

**10. Demolition – 569 Rymal Road East**

That the Building Commissioner be authorized to issue a demolition permit for 569 Rymal Road East in accordance with By-Law 74-290 pursuant to Section 33 of The Planning Act, as amended.

**11. Demolition – 713 Barton Street East**

That the Building Commissioner be authorized to issue a demolition permit for 713 Barton Street East in accordance with By-Law 74-290 pursuant to Section 33 of The Planning Act, as amended.

**12. Demolition – 50 Glassco Avenue South**

That the Building Commissioner be authorized to issue a demolition permit for 50 Glassco Avenue south in accordance with By-law 74-290 pursuant to Section 33 of The Planning Act, as amended.

**13. Heritage Permit for Proposed Sprinkler System – 252 James Street South**

That a Heritage Permit be approved for the designated property at 252 James Street South to install a sprinkler system comprising five (5) sprinkler heads, two of which are located in the ceiling of the entrance lobby as shown on the plan attached hereto and marked as Appendix "G".

**14. Bills**

That the following Bills be adopted, signed, sealed and enrolled as By-laws:

(a) C-1 A By-law to Amend Zoning By-law No.6593 Respecting Land Located at Municipal No.1800 King Street East.

(b) C-2 A By-law to Amend By-No.86-212 as Amended by By-laws Nos. 92-057 and 98-046 Respecting Members of the Board of Management of the International Village Business Improvement Area.

(c) C-3 A By-law to Amend Zoning By-law No.6593 as Amended by By-law 85-01 Respecting Land Located at Municipal No.615 Mohawk Road West.

(d) C-4 A By-law to Amend By-law No.93-167 Respecting Building Permits and Fees.

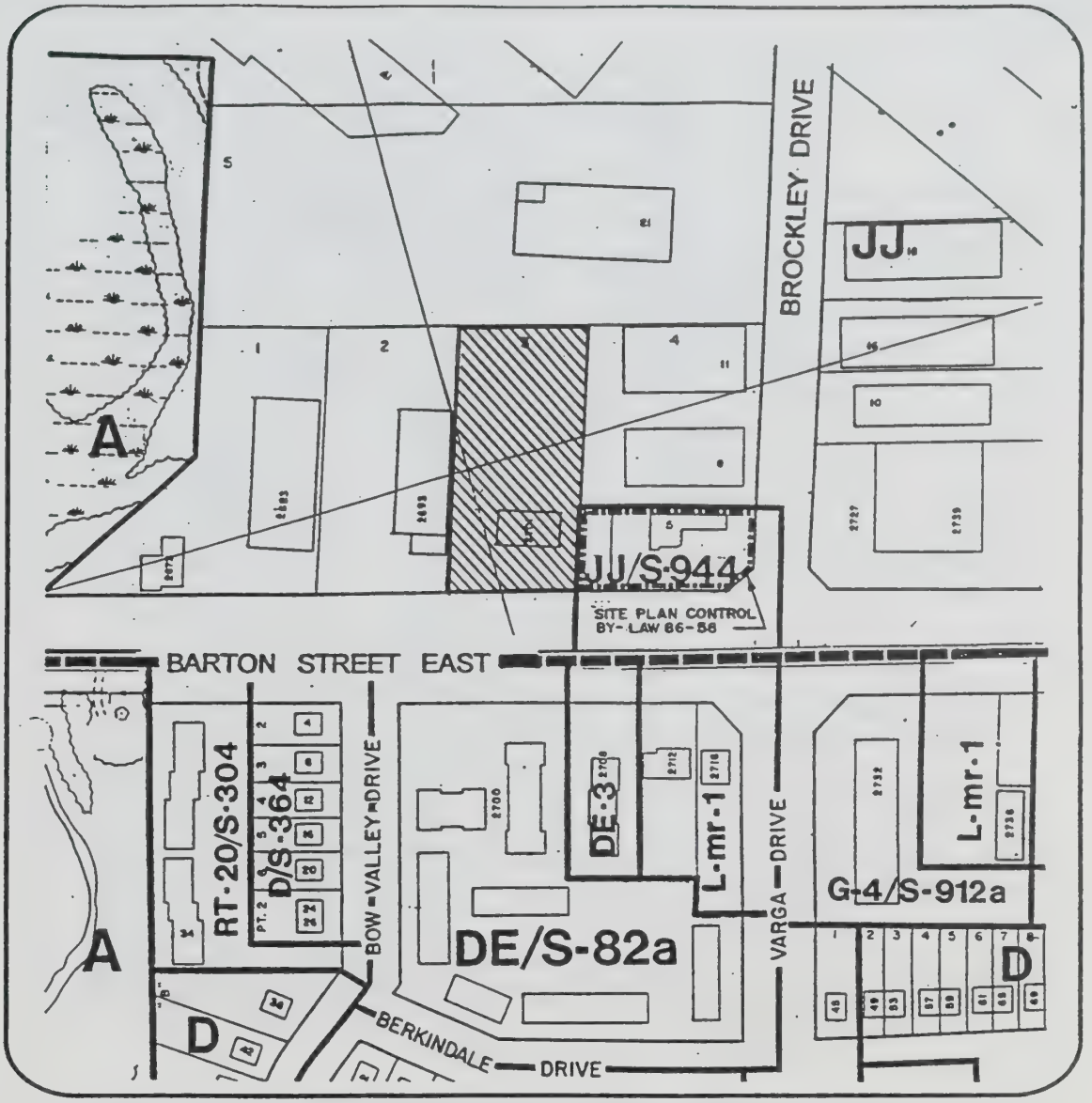
(e) C-5 A By-law to Amend Zoning By-law No.6593 Respecting Lands Located South of Barton Street East, West of Centennial Parkway North and North of Eastgate Court, Located at the Rear of Municipal Nos. 2420-2434 Barton Street East.

(f) C-6 A By-law to Establish Site Plan Control Respecting Lands Located South of Barton Street East,West of Centennial Parkway North and North of Eastgate Court, Located at the Rear of Municipal Nos. 2420-2424 Barton Street East.

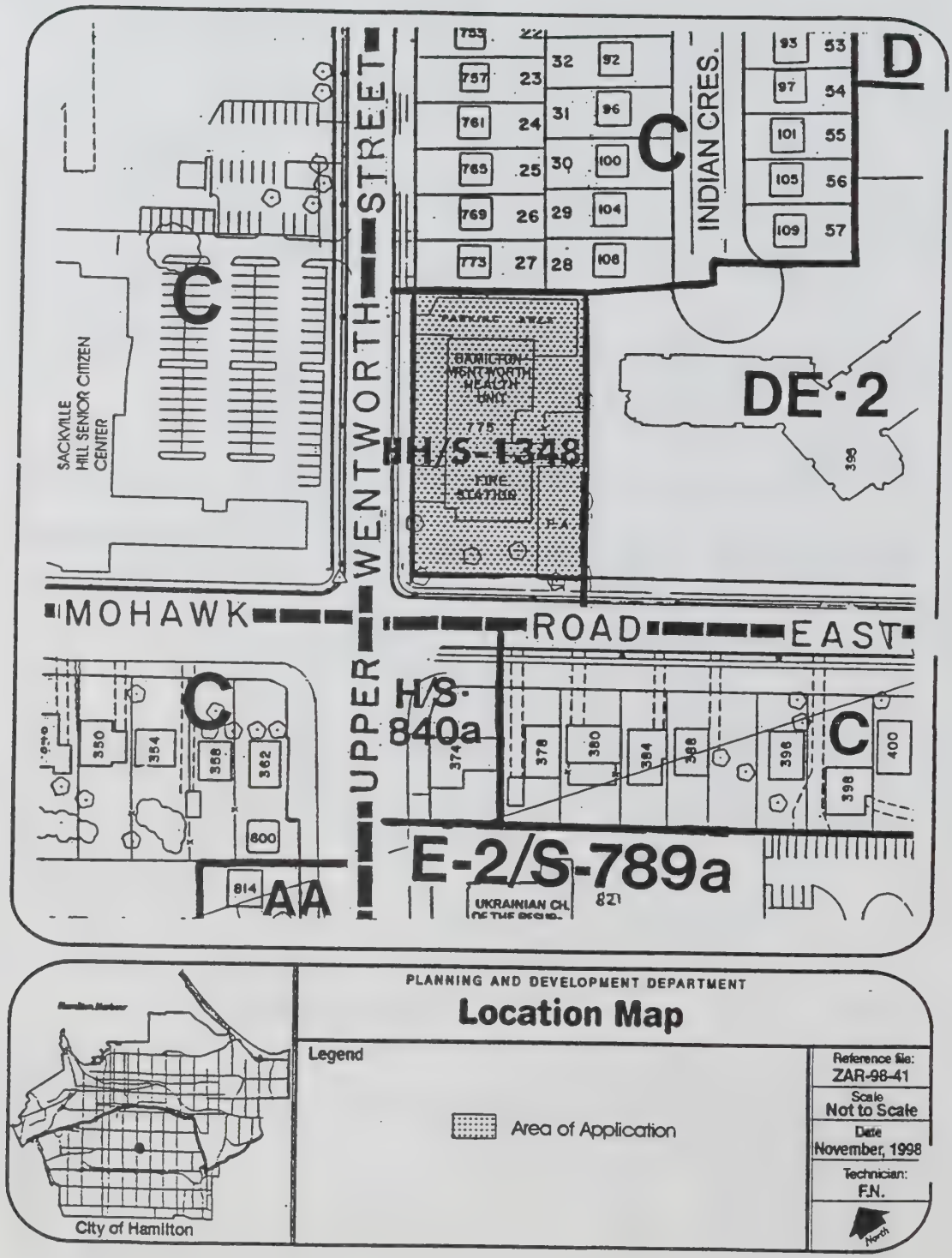
**Respectfully submitted,**

**ALDERMAN F. D'AMICO**
**PLANNING AND DEVELOPMENT**
**COMMITTEE**

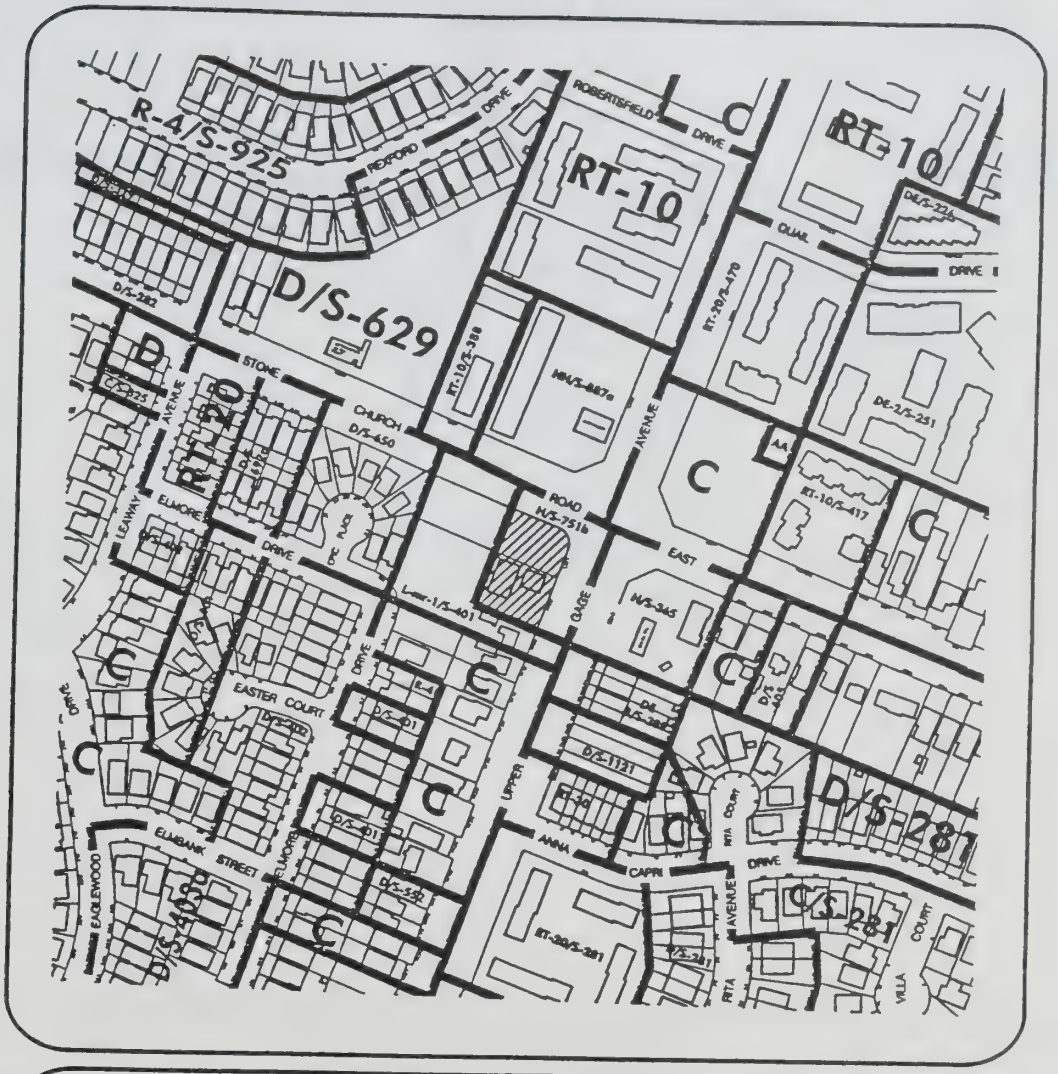
**Tina Agnello, Secretary**
**1999 January 20**


BROCKLEY DRIVE
JJ
A
JJ/S-944
SITE PLAN CONTROL BY-LAW 86-56
BARTON STREET EAST
RT-20/S-304
D/S-364
BOW-VALLEY-DRIVE
DE-3
L-mr-1
DE/S-82a
VARGA DRIVE
G-4/S-912a
D
BERKINDALE DRIVE
City of Hamilton
PLANNING AND DEVELOPMENT DEPARTMENT
Location Map
Legend
Site of Application
Reference file: ZAR-98-40
Scale Not to Scale
Date November, 1
Technician: FAB

Appendix "B" referred to in Section 2 of the of the **FIRST** Report of the Planning and Development Committee for 1999.

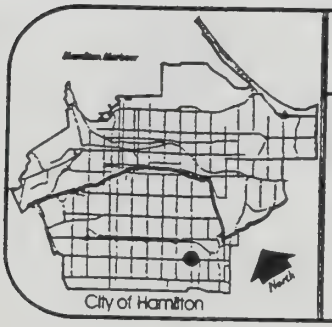


Appendix "C" referred to in Section 5 of the **FIRST** Report of the Planning and Development Committee for 1999.




PLANNING AND DEVELOPMENT DEPARTMENT

## Location Map

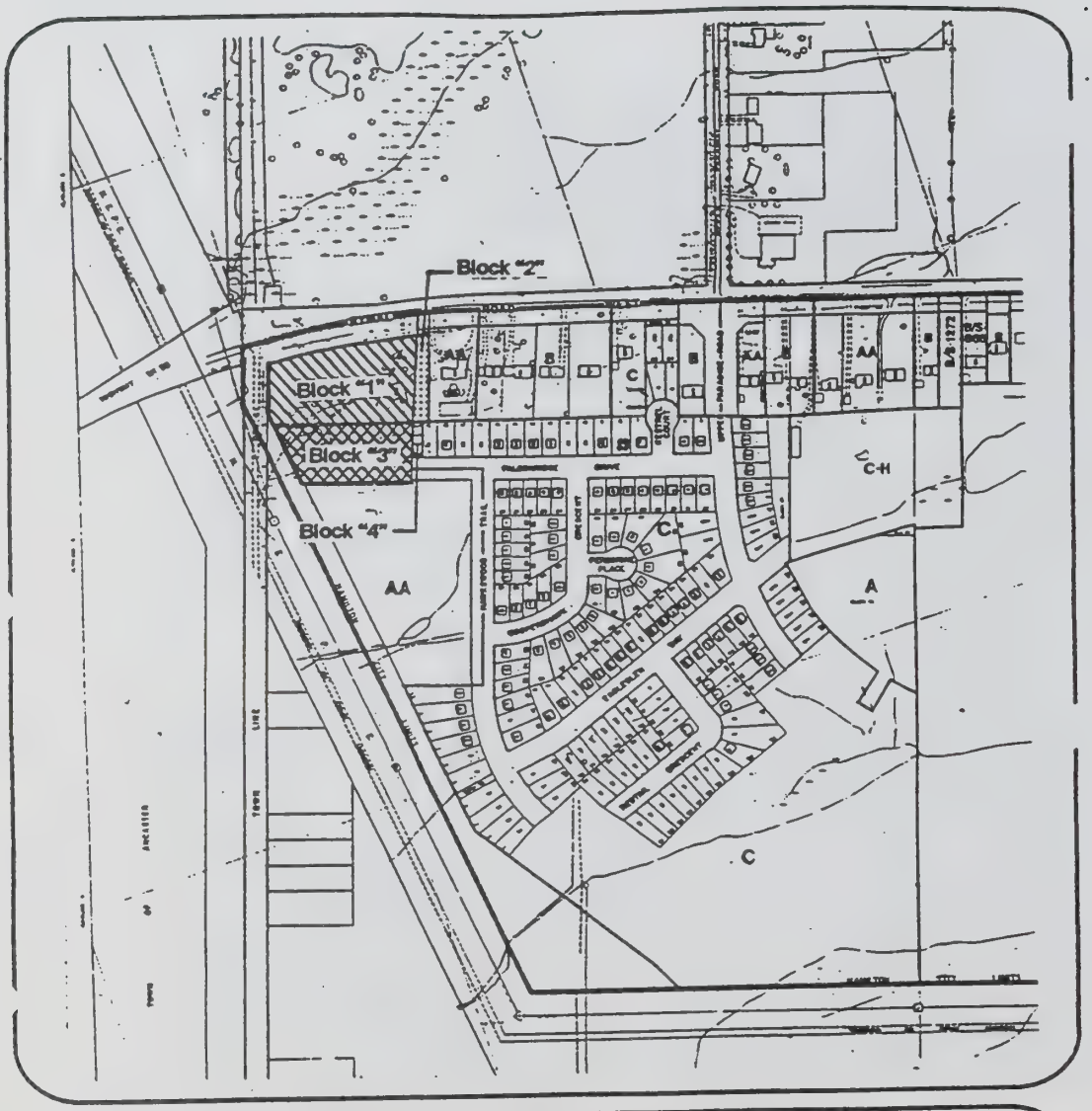



Legend

Site of application

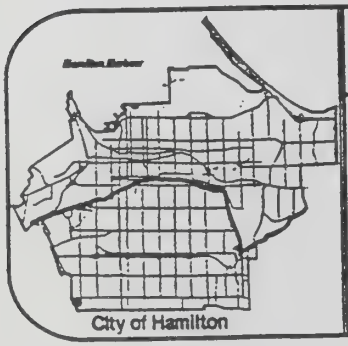
| |
|---|
| Reference file: ZAC-98:22 |
| Scale: Not to Scale |
| Date: December, 98 |
| Technician: F.N. |
| APPENDIX A |

Appendix "D" referred to in Section 6 of the **FIRST** Report of the Planning and Development Committee for 1999.




PLANNING AND DEVELOPMENT DEPARTMENT

## Location Map




Legend

- From "AA" (Agricultural) District to "DE-3" - "H" (Multiple Dwellings - Holding) District, modified;
- From "C" (Urban Protected Residential, etc.) District to "DE-3" - "H" (Multiple Dwellings - Holding) District, modified;
- From "AA" (Agricultural) District To "RT-20" (Townhouse-Maisonette) District, modified;
- From "C" (Urban Protected Residential, etc.) District to "RT-20" (Townhouse - Maisonette) District, modified;

| | |
|---|---|
| Reference file: | ZAC-98-24 |
| Scale | Not to Scale |
| Date | November, 1998 |
| Technician: | F.N. |

North

Appendix "E" referred to in Section 8 of the **FIRST** Report of the Planning and Development Committee for 1999.

# BARTON VILLAGE BUSINESS IMPROVEMENT AREA'S APPROVED 1999 BUDGET

| ***COMPONENTS*** | ***AMOUNT*** |
|---|---|
| Wages | $6,000 |
| Insurance (General & Director's) | $1,700 |
| BIA Meetings (Food & Rental) | $1,500 |
| Audit Fee | $ 350 |
| Administration/office Expenses | $1,100 |
| Christmas Decoration Installation/Removal/Storage | $1,500 |
| Special Events | $3,500 |
| Business Development & Consultant Fees | $8,850 |
| Advertising | $2,500 |
| Contingency (20%) | $3,000 |
| ***TOTAL*** | ***$30,000*** |

Appendix "F" referred to in Section 9 of the **FIRST** Report of the Planning and Development Committee for 1999.

January 26, 1999

# WESTDALE VILLAGE B.I.A.

## APPROVED OPERATING BUDGET 1999

### FIXED EXPENSES

| | |
|---|---|
| Rent | $ 1,200.00 |
| Insurance | $ 1,600.00 |
| Staff | $ 5,200.00 |
| Additional Staff | $ 500.00 |
| Board Expenses | $ 1,200.00 |
| Audit | $ 350.00 |
| Office Supplies | $ 1,500.00 |
| Annual General Meeting | $ 400.00 |
| Maintenance | $ 1,500.00 |

### CHRISTMAS

| | |
|---|---|
| Joylites | $ 3,000.00 |
| Planters, trees, bows | $ 2,000.00 |
| Display lights | $ 1,000.00 |
| Holiday magic | $ 1,500.00 |
| Advertising | $ 5,000.00 |

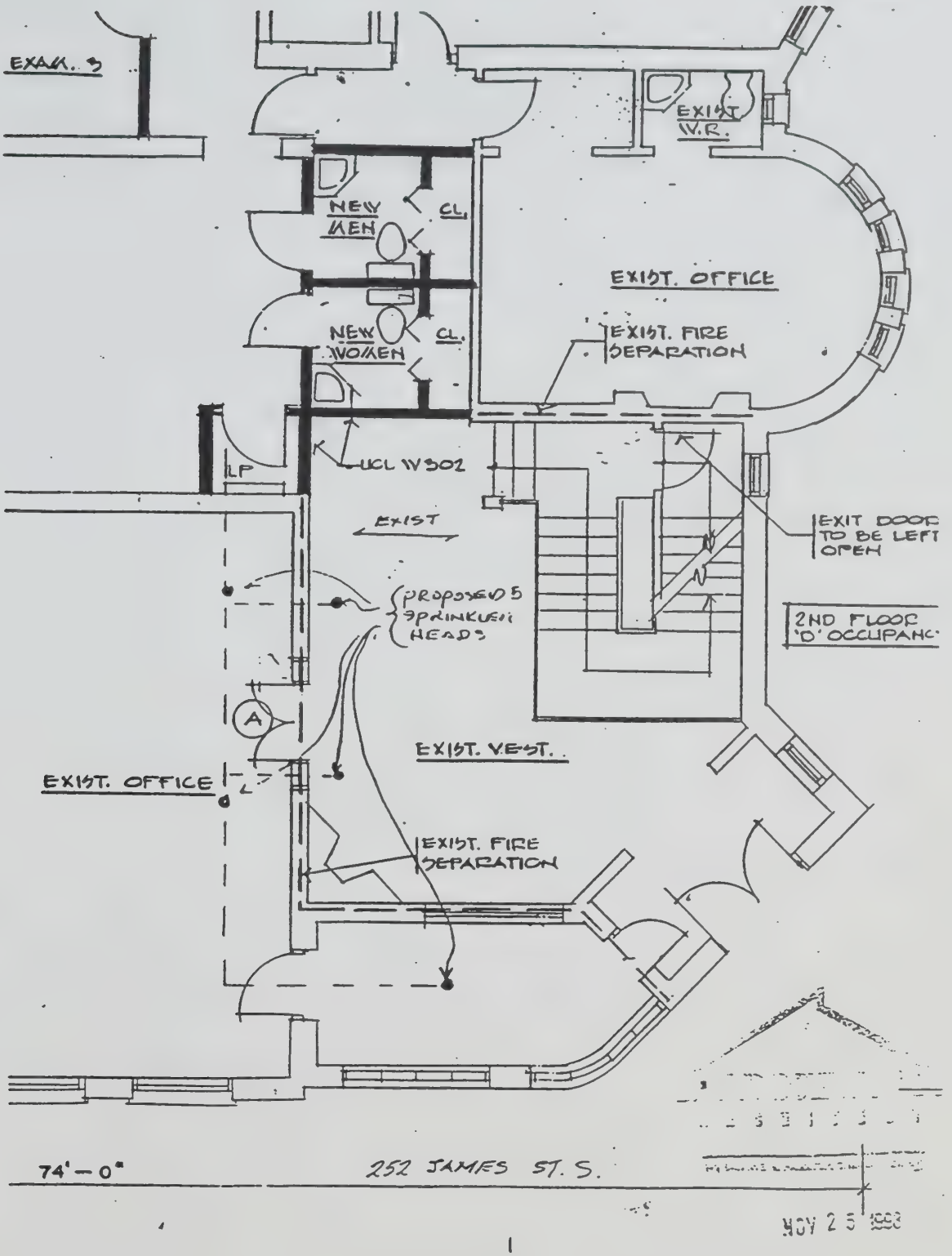
### OTHER EVENTS

| | |
|---|---|
| Race | $ 5,000.00 |
| Garage sale | $ 1,146.38 |
| Pumpkin Patch | $ 2,672.54 |

TOTAL BUDGET FOR 1998 $34,768.92

APPROVED OPERATING BUDGET FOR 1999 $35,000.00

Appendix "G" referred to in Section 13 of the **FIRST** Report of the Planning and Development Committee for 1999.



# FINANCE AND ADMINISTRATION COMMITTEE

# REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **SECOND** Report for 1999 and respectfully recommends:

## 1. International Brotherhood of Painters and Allied Trades Glaziers Local 1795

(a) That the amendment to the International Brotherhood of Painters and Allied Trades, Glaziers Local 1795, Collective Agreement be received pursuant to the Fair Wage Policy of the Region of Hamilton-Wentworth; and,

(b) That the Fair Wage Schedule be amended to reflect only the first increase in pension and benefits, since the full cost of wages and benefits exceeds the full cost of wages and benefits for similar positions in the Province of Ontario's Fair Wage Schedule and Labour Conditions (Hamilton Zone).

## 2. International Brotherhood of Painters and Allied Trades Local 205 (C-003-99/HUR99003)

(a) That the amendment to the International Brotherhood of Painters and Allied Trades, Local 205, Collective Agreement be received pursuant to the Fair Wage Policy of the Region of Hamilton-Wentworth; and,

(b) That the Fair Wage Schedule be amended to reflect only the first increase in pension and benefits, since the full cost of wages and benefits exceeds the full cost of wages and benefits for similar positions in the Province of Ontario's Fair Wage Schedule and Labour Conditions (Hamilton Zone).

## 3. Financing – Fire Station No. 8 – Removal and Disposal of Contaminated Soils

That as referred to in Section 11 of the Twenty-Fourth Report for 1998 of the Finance and Administration Committee and approved by City Council on December 8th, 1998, the cost of the soil testing, removal of the contaminated soils, etc. for Fire Station No. 8, in the amount not to exceed $15,000, be financed from the Reserve for Contingency, Account Centre No. CH00115.

## 4. Financing – Leash-Free Zones Project

(a) That as referred to in Section 13 of the Twelfth Report for 1998 of the Parks and Recreation Committee and approved by City Council on December 8th, 1998, the cost of site development work for the approved leash-free pilot project adjacent to the SPCA Centre, in the amount of $15,000, be approved to be included as a part of the 1999 Current Budget Expenditure of Public Works & Traffic which will be offset by setting up a corresponding Current Budget Revenue of $15,000, in relation to the fund raising initiatives and Annual Dog Tag Licences for this purpose; and,

(b) That any cost incurred during 1998 in relation to the above project be authorized to be set up as a 1999 Expenditure.

## 5. H.E.C.F.I. Board of Directors – Closing of Capital Accounts

That the following H.E.C.F.I. Capital Accounts be closed with $30,862.21 of excess financing returned to the H.E.C.F.I. Reserve Account for Capital Projects:

| Capital Account Number | Project Description | Authorized Gross Cost | Cost Expended | Balance Remaining |
|---|---|---|---|---|
| CF929341016 | HECFI Replace/ Renovate Equipment And Facilities | $125,000. | $125,000. | 0.00 |
| CF929441028 | HECFI Replace/ Renovate Equipment And Facilities | 130,000. | 130,000. | 0.00 |
| CF929541016 | HECFI Replace/ Renovate Equipment And Facilities | 95,000. | 94,945.54 | 54.46 |
| CF929641029 | Copps Coliseum – Replacement of Flooring | 60,000. | 58,966.83 | 1,033.17 |
| CF929641031 | Copps Coliseum – Mezzanine Curtaining System | 200,000. | 196,671.12 | 3,328.88 |
| CF929651027 | HCC – Replace/ Renovate Equipment And Facilities | 120,000. | 119,924.41 | 75.59 |
| CF929741051 | Copps Coliseum – Arena Dasherboard System | 150,000. | 123,629.89 | 26,370.11 |
| | | TOTAL: | | $30,862.21 |

6. **Outstanding Tax Issue – Beach Strip Woodward Community Council and the East Hamilton Optimist Club**

That a grant be approved in the amount of $----- to the Beach Strip Woodward Community Council and the East Hamilton Optimist Club to be given in lieu of outstanding 1998 taxes for Lakeland Community Centre to be financed from the Reserve for Contingency, Account Centre No. CH00115.

7. **Development Charges Act – Complaint – 235 Bowman Street**

That after hearing the evidence and submission of the complainant, Rabbi Morton Green, for Yeshiva of Hamilton, the Council of the City of Hamilton hereby refunds the development charges imposed on the property located at 235 Bowman Street pursuant to City of Hamilton Development Charges By-law 95-176 in the amount of $5,458.50.

8. **Financing – Restore the Core – Downtown Hamilton Improvement Plan, 1999 –2008 Provision Capital Budget Submission**

(a) That "Restore the Core" Phase III – 1999 Capital Project, in the amount of $2,150,000. Including Hess and George Street Improvements be approved and form part of the City of Hamilton 1999 Capital Budget; and,

(b) That the net cost of the Downtown Hamilton Improvement Plan ("Restore the Core") Phase III, in the amount of $2,150,000 be financed during the 1999 Capital Budget deliberations.

9. **Coronation Park Housing Company Ltd.**

(a) That the 44 minority shares of the Coronation Park Housing Company Ltd., owned by various members of the Hamilton Baptist Area Fellowship, and transferred to the Corporation of the City of Hamilton by Resolution of the Directors of the Coronation Park Housing Company Ltd., dated December 17, 1998, be accepted; and,

(b) That the City of Hamilton, as sole shareholder, confirm both the retirement of the existing members of the Board of Directors of the Coronation Park Housing Company Ltd., and election of the current ten members of the Board of Directors of Municipal Non-Profit (Hamilton) Housing Corporation and the Hamilton Housing Company Limited as the directors of the Coronation Park Housing Company Ltd., for a term ending November 30, 2000.

**10. Correspondence – City of Windsor**

(a) That the Minister of Transport be urged not to include power of expropriation for the purpose of port business and development in Letters Patent for Port Authorities; and,

(b) That the Federation of Canadian Municipalities be petitioned to support and lobby the Federal Government on this matter; and,

(c) That the City of Windsor be advised of the City of Hamilton position.

**11. Correspondence – Second Appointee by the School Board to the Hamilton Public Library Board**

That Joyce Brown be appointed as a Hamilton-Wentworth District School Board representative on the City of Hamilton Library Board for a term to expire November 30th, 2000.

**12. Expression of Interest with respect to the sale of City Property at 76 John Street North (Parking Lot No. 1) from Cluny Properties Corporation**

(a) That the City of Hamilton express its interest in an Offer to Purchase Agreement with Cluny Properties Corporation (hereinafter referred to as "Cluny"), by letter, for the property known as 76 John Street North, having a frontage of 206.7 feet, more or less, on the east side of John Street North, by a depth of 315.5 feet, more or less, along Rebecca Street and comprising an area of 1.5 acres or 65,209 square feet, more or less, upon the following terms:

(i) Price of $1,263,366, with the final price to be confirmed by a survey and the price adjusted based on $18.50 per square foot, plus GST if applicable; and,

(ii) Deposit in the amount of $63,168 be submitted by March 1, 1999, and be held by the General Manager, Finance pending Council approval; and,

(iii) Closing date of December 31, 1999 or thirty (30) days following receipt by the City of Hamilton of written notice from Cluny; and,

(iv) Cluny shall be permitted at their own cost to carryout soil tests, prior to closing, subject to written notice and to the repair any damage to the property; and,

(v) To be conditional, until closing, upon the Government of Canada's acceptance of Cluny's submission in response to Request for Qualifications (Solicitation No. PWL-ENPWI-8-K064) and the subsequent Request for Proposals; and,

(b) That staff be directed, in accordance with the City's Real Property Sales Procedural By-law No. 95-049, to commence immediate internal circulation of the property and cause a report to be brought back to Council with respect to having the property declared surplus to the requirements of the City; and,

(c) That subsequent to City Council declaring the property surplus, the City's Real Estate Division be directed to carryout the required public notice of the intended sale; and,

(d) That Cluny be advised of the City's requirements under the City's Real Property Sales Procedural By-law No. 95-049 which may result in receipt by the City of another offer. If the Offer exceeds the purchase price of this proposed transaction, then Cluny Properties Corporation will have an opportunity to match or better the new Offer.

**13. Bills**

That the following Bill be adopted, signed, sealed and enrolled as a By-law:

D-2 A By-law to Confirm the Proceedings of the Council of The Corporation of the City of Hamilton.

**Respectfully submitted,**

**ALDERMAN D. WILSON, CHAIRMAN**
**FINANCE AND ADMINISTRATION COMMITTEE**

**Susan K. Reeder,**
**Secretary**
**January 19, 1999**

# COMMITTEE OF THE WHOLE

**1999 January 26**

## REPORT OF THE COMMITTEE OF THE WHOLE

To the Council of the Corporation of the City of Hamilton.

The Committee of the Whole presents its **FIRST** Report for 1999 and respectfully recommends:

**Respectfully Submitted,**

**Mayor R. M. Morrow**
**Chairman**
**Committee of the Whole**

**Kevin C. Christenson, Acting Secretary**
**1999 January 26**

# REPORT OF

# HIS WORSHIP

# MAYOR ROBERT M. MORROW

**January 26, 1999**

## REPORT OF HIS WORSHIP MAYOR ROBERT M. MORROW

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Mayor presents his **FIRST** Report for 1999 and respectfully recommends:

1. **Appointment of Citizen Members to the Mayor's Committee Against Racism and Discrimination**

   That the following citizen members be appointed to serve on the Mayor's Committee Against Racism and Discrimination for a term to expire 2001 November 30:

   Geoffrey Small
   Marc Haas

**Respectfully Submitted,**

**Robert M. Morrow**
**Mayor**

**Stella Glover, Secretary**
**December 9, 1998**

# CITY OF HAMILTON LICENSING COMMITTEE

**January 26, 1999**

# REPORT OF THE CITY OF HAMILTON LICENSING COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The City of Hamilton Licensing Committee presents its **FIRST** Report for 1999 and respectfully recommends:

**1. Cab Driver Licence Application – Azhari Sulaiman**

That the Cab Driver Licence application of Azhari Sulaiman be granted for a one year probationary period.

**2. Cab Driver Licence Application – Subodh Paul**

That the Cab Driver Licence application of Subodh Paul be granted for a one year probationary period.

**3. Cab Driver Licence Application – Norman Mehlenbacher**

(a) That the Cab Driver Licence application of Norman Mehlenbacher be granted for a six months probationary period: and,

(b) That at the end of the six month probationary period, Mr. Mehlenbacher provide the Licensing Division with a written medical opinion confirming his ability to drive a taxi cab.

**4. Cab Driver Licence Application – Samir Khoshaba**

That the Cab Driver Licence application of Samir Khoshaba be granted for a one year probationary period.

**5. Cab Driver Licence Application – Zahid Syed Hussain**

That the Cab Driver Licence application of Zahid Syed Hussain be granted for a one year probationary period.

**6. Cab Driver Licence Application – Shaukat M. Bhatti**

That the Cab Driver Licence application of Shaukat M. Bhatti be granted for a one year probationary period.

Confidential background information provided to members of City Council under separate cover.

**Respectfully Submitted,**

**ALDERMAN F. EISENBERGER,CHAIRPERSON**
**CITY OF HAMILTON LICENSING COMMITTEE**

**Stella Glover, Secretary**
**January 11, 1999**

# TABLED MOTION

# FROM PREVIOUS MEETING

**That Section 3 of the Twenty-First Report of the Finance and Administration Committee for 1998 which was tabled by City Council at its meeting held 1998 November 10:**

That the City of Hamilton endorses the People's Resolution for a United Canada proposed by the Team Canada for Unity as follows:

WHEREAS the City of Hamilton believes that Canada is a country that is second to none, enriched by the presence of the Aboriginal peoples and their cultures, graced with the vitality of the English and French languages and gifted with the diversity of multiculturalism; and,

WHEREAS the City of Hamilton believes that all Canadians are equal and all Canadian provinces have equality of status; and,

WHEREAS the City of Hamilton believes that Canada, with its existing Constitution and Charter of Rights and Freedoms, offers all of its citizens and provinces an equal opportunity to prosper and flourish. The same Constitution has enabled and must continue to enable the Province of Quebec, a fundamental and valued partner of the Canadian confederation, the opportunity to promote and protect its culture, civil law tradition and French language; and,

WHEREAS the City of Hamilton recognizes the English and French languages, Canada's two official languages, as a fundamental and enriching part of our heritage as well as an unequivocally important part of its future and that Canadians and their governments must endeavour, in a spirit of good faith, to ensure the vitality of these two official languages, and,

WHEREAS the City of Hamilton believes that Canadians and their governments must be committed to the protection and promotion of official language minority communities throughout Canada;

NOW THEREFORE BE IT RESOLVED THAT the City of Hamilton, in a spirit of friendship and in the name of unity, proudly adopts this People's Resolution for a United Canada and we hereby urge all Canadian municipalities to join us in this grassroots effort to resolve the issue of Canadian unity;

AND BE IT FURTHER RESOLVED THAT the citizens of Hamilton call upon the Government of Canada (and all Federal Parties) as well as all provincial legislatures/assemblies (and all provincial parties) to join together with municipal governments, the level of government closest to the people, to ensure that all Canadians from all provinces are consulted on the issue of national unity;

AND BE IT FURTHER RESOLVED THAT the citizens of Hamilton call upon the Government of Canada and all provincial legislatures/assemblies to ensure that continuance of a united Canada in accordance with the moral, political, legal and constitutional obligations of our nation, and we demand that the Government of Canada and all provincial legislatures/assemblies ensure that any future constitutional negotiations not lead to the breakup of our country;

AND BE IT FURTHER RESOLVED THAT this resolution be sent to the Prime Minister of Canada and the Minister of Intergovernmental Affairs, and to the Premier of Quebec, Members of the National Assembly, Members of Parliament, all Provincial Legislatures and the Federation of Canadian Municipalities.

MEETING OF THE COUNCIL
OF THE CORPORATION OF THE CITY OF HAMILTON

TUESDAY, JANUARY 26, 1999
7:30 O'CLOCK P.M.
COUNCIL CHAMBERS, CITY HALL

# BILLS

**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO. 99-**

**BEING A BY-LAW TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC**

**WHEREAS** Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

**AND WHEREAS** Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

**AND WHEREAS** on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

**AND WHEREAS** it is necessary to amend By-law 89-72, as amended;

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 25 (Parking Time Limits)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

| | | | | | |
|---|---|---|---|---|---|
| "Delmar | Both | Columbia to 1087 feet easterly | 1 hr | 8 am - 9 pm | Mon - Fri |
| Crockett | South | commencing 52 feet east of East 32nd and extending 51 feet easterly therefrom | 30 min | 9 am - 7 pm | Mon - Sun" |

and by deleting therefrom the following items, namely:-

| | | | | | |
|---|---|---|---|---|---|
| "Delmar | Both | Columbia to 597 feet east | 1 hr | 8 am - 6 pm | Mon - Fri |
| Delmar | Both | commencing at a point 597 feet east of Columbia to a point 490 feet easterly therefrom | 1 hr | 8 am - 9 pm | Mon - Fri" |

2. That **Schedule 26 (No Parking Areas)** of the said By-law is hereby amended by adding thereto the following items, namely:-

| | | | | |
|---|---|---|---|---|
| "Delmar | North | commencing at Columbia and extending 71 feet easterly therefrom | | Anytime |
| Hess | West | commencing 110 feet north of Barton and extending 129 feet northerly therefrom | 7 am - 4 pm | Mon - Fri" |

and by deleting therefrom the following items, namely:-

| | | | | |
|---|---|---|---|---|
| "Crockett | South | 25 ft. east of East 32nd to a point 60 feet easterly therefrom | | Anytime |
| Elaine Court | West | Sinclair to northerly end | | Anytime |
| Beach | North | commencing 61 feet east of Avondale and extending 97 feet easterly therefrom | 7 am - 4 pm | Mon - Sat |
| Grosvenor | West | commencing at a point 51 feet north of Cannon to a point 58 feet northerly therefrom | 8:30 am - 5 pm | Mon - Fri" |

3. That **Schedule 26(A) (Loading Zones)** of the said By-law is hereby amended by deleting therefrom the following item, namely:-

| | | | |
|---|---|---|---|
| "Bell | East | 30 ft. | 155 ft. south of Queenston" |

4. That **Schedule 34 (Sticker Permit Parking)** of the said By-law is hereby amended by adding thereto the following items, namely:-

| | | | |
|---|---|---|---|
| "Allan | South | commencing 222 feet east of Harmony and extending 21 feet easterly therefrom | Anytime |
| Beach | North | Avondale to Albemarle | Anytime |
| Bond | West | commencing 48 feet north of Marion and extending 22 feet northerly therefrom | Anytime" |

and by deleting therefrom the following items, namely:-

| | | | |
|---|---|---|---|
| "Picton | South | commencing at a point 134 feet east of Bay to a point 21 feet easterly therefrom | Anytime |
| Fairfield | West | commencing 183 feet south of Britannia and extending 23 feet southerly therefrom | Anytime |
| Fairfield | East | commencing 167 feet south of Britannia and extending 24 feet southerly therefrom | Anytime |
| Keith | South | commencing 164 feet east of Douglas and extending 21 feet easterly therefrom | Anytime |
| Bond | West | commencing 25 feet north of Marion and extending 22 feet northerly therefrom | Anytime |
| Bond | East | commencing 63 feet north of Marion and extending 22 feet northerly therefrom | Anytime" |

5. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

6. This By-law shall come into force and take effect upon the date of its passing and enactment.

**PASSED** this 26th day of January 1999.

MUNICIPAL CLERK

MAYOR

**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO. 99-**

**BEING A BY-LAW TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC**

**WHEREAS** Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

**AND WHEREAS** Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

**AND WHEREAS** on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

**AND WHEREAS** it is necessary to amend By-law 89-72, as amended;

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 10 (Stops at Intersections)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

| | | |
|---|---|---|
| "John | Northbound | Picton |
| John | Northbound | Simcoe" |

2. That **Schedule 28 (Taxi Stands)** of the said By-law is hereby amended by adding thereto the following item, namely:-

| | | | | |
|---|---|---|---|---|
| "East 36th | East | 22 feet | 158 feet north of Munn | 7:00 a.m. - 6:00 p.m. Monday to Friday" |

and by deleting therefrom the following item, namely:-

| | | | | |
|---|---|---|---|---|
| "East 36th | East | 44 feet | 158 feet north of Munn | Anytime" |

3. That **Schedule 29 (No Stopping Areas - No Stopping Anytime)** of the said By-law is hereby amended by adding thereto the following items, namely:-

| | | | | |
|---|---|---|---|---|
| "Beach | North | commencing 61 feet east of Avondale and extending 22 feet easterly therefrom | | Anytime |
| Beach | North | commencing 103 feet east of Avondale and extending 58 feet easterly therefrom | | Anytime |
| Glen Echo | West | Secord to 208 feet north of the south leg of Loyalist | 7 am - 6 pm | Mon - Sat |
| Glen Echo | West | Rainbow to 106 feet north of the south leg of Loyalist | 7 am - 6 pm | Mon - Sat |

| | | | | |
|---|---|---|---|---|
| Kingslea | West | Broker to 180 feet southerly | 7 am - 6 pm | Mon - Sat |
| Kingslea | West | Sandalwood to 267 feet south of Broker | 7 am - 6 pm | Mon - Sat |
| Laurier | South /West | Columbia to South Bend | 8 am - 5 pm | Mon - Fri |
| Redmond | West | commencing 240 feet north of Stone Church and extending 92 feet northerly therefrom | | Anytime |
| Crocket | Both | East 39th to Upper Gage | | Anytime |
| Crocket | North | East 37th to East 38th | | Anytime" |

4. That **Schedule 31 (School Bus Loading Zones)** of the said By-law is hereby amended by adding thereto the following item, namely:-

| | | | | |
|---|---|---|---|---|
| "East 36th | East | 22 feet | 180 feet north of Munn | 7:00 a.m. - 6:00 p.m. Monday to Friday" |

5. That **Schedule 35 (Wheelchair Loading Zones)** of the said By-law is hereby amended by adding thereto the following item, namely:-

| | | | | |
|---|---|---|---|---|
| "East 12th | West | 19 feet | 179 feet north of Mountville | 9:00 a.m. - 4:00 p.m. Monday to Friday" |

and by deleting therefrom the following item, namely:-

| | | | | |
|---|---|---|---|---|
| "Barons | East | 18 feet | 190 feet north of Main | 7:00 a.m. - 6:00 p.m. Monday to Saturday" |

6. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

7. This By-law shall come into force and take effect upon the date of its passing and enactment.

**PASSED** this 26th day of January 1999.

MUNICIPAL CLERK MAYOR

**Bill No. A-3**

**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO. 99-**

**TO INCORPORATE CITY LAND DESIGNATED AS PART 1 ON PLAN 62R-12298 INTO MARKET STREET**

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Market Street within its limits;

**AND WHEREAS** the said land is owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the following land is hereby established and laid out as a public highway to form part of Market Street.

   Part of Lot 1, Block 2, Range 1, on Registered Plan 1435, designated as Part 1, on Plan 62R-12288.

   City of Hamilton

   Regional Municipality of Hamilton-Wentworth

2. That the Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said land as a public highway.

3. That this by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

**PASSED** this 26th day of January A.D. 1999

Municipal Clerk

Mayor

Bill No. A-4

**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO. 99-**

**TO INCORPORATE CITY LAND DESIGNATED AS PARTS 2 and 5 ON PLAN 62R-8055 INTO SINENA DRIVE**

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known Sinena Drive within its limits;

**AND WHEREAS** the said land is owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the following land is hereby established and laid out as a public highway to form part of Sinena Drive.

   Part of Lot 7, Concession 8, in the geographic Township of Barton, designated as Parts 2 and 5, on Plan 62R-8055.

   City of Hamilton

   Regional Municipality of Hamilton-Wentworth

2. That the Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said land as a public highway.

3. That this by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

**PASSED** this 26th day of January A.D. 1999

Municipal Clerk

Mayor

**Bill No. A-5**

**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO. 99-**

**TO INCORPORATE CITY LAND DESIGNATED AS BLOCK 24 ON PLAN 62M-853 INTO MEADOWPOINT DRIVE**

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Meadowpoint Drive within its limits;

**AND WHEREAS** the said land is owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the following land is hereby established and laid out as a public highway to form part of Meadowpoint Drive.

   All of Block 24, on Plan 62M-853.

   City of Hamilton

   Regional Municipality of Hamilton-Wentworth

2. That the Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said land as a public highway.

3. That this by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

**PASSED** this 26th day of January A.D. 1999

Municipal Clerk

Mayor

Bill No. A- 6

**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO. 99-**

**TO INCORPORATE CITY LAND DESIGNATED AS BLOCK 35 ON PLAN 62M-830 INTO JACQUELINE BOULEVARD**

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Jacqueline Boulevard within its limits;

**AND WHEREAS** the said land is owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the following land is hereby established and laid out as a public highway to form part of Jacqueline Boulevard.

   All of Block 35, Plan 62M-830.

   City of Hamilton

   Regional Municipality of Hamilton-Wentworth

2. That the Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said land as a public highway.

3. That this by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

**PASSED** this 26th day of January A.D. 1999

Municipal Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 99-

To Amend:

Zoning By-law No. 6593

Respecting:

**LAND LOCATED AT MUNICIPAL NO. 1800 KING STREET EAST**

**WHEREAS** it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "H" (Community Shopping and Commercial, etc.) District provisions, as contained in Section 14 of Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

(a) notwithstanding Section 14.(1)(i) of Zoning By-law No. 6593, the following use shall be permitted:

(i) a senior citizens "residential care facility" for the accommodation of a maximum of twenty (20) persons only within the building existing on the date of the passing of this by-law; and,

(b) for the purpose of this By-law, a senior citizens "residential care facility" means a residential care facility within which all residents are at least 65 years of age or older and do not require probationary or custodial care governed by the terms of any court or parole board; and,

(c) that Section 14.(7) of Zoning By-law No. 6593, shall not apply to the subject lands; and,

(d) that Section 18A.(11) and 18A.(12) of Zoning By-law No. 6593, shall not apply to the entire westerly lot line; and,

(e) that Section 18A.(24)(b) of Zoning By-law No. 6593, shall not apply only to the existing 3.66 metre (12-0') wide driveway adjacent to the existing building; and,

(f) that a minimum landscape area of 23.0% of lot area shall be provided and maintained on the lot; and,

(g) that a visual barrier not less than 1.8 metres and not greater than 2.0 metres in height shall be provided and maintained along the southerly, easterly and westerly lot lines adjacent to the rear yard.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1420.

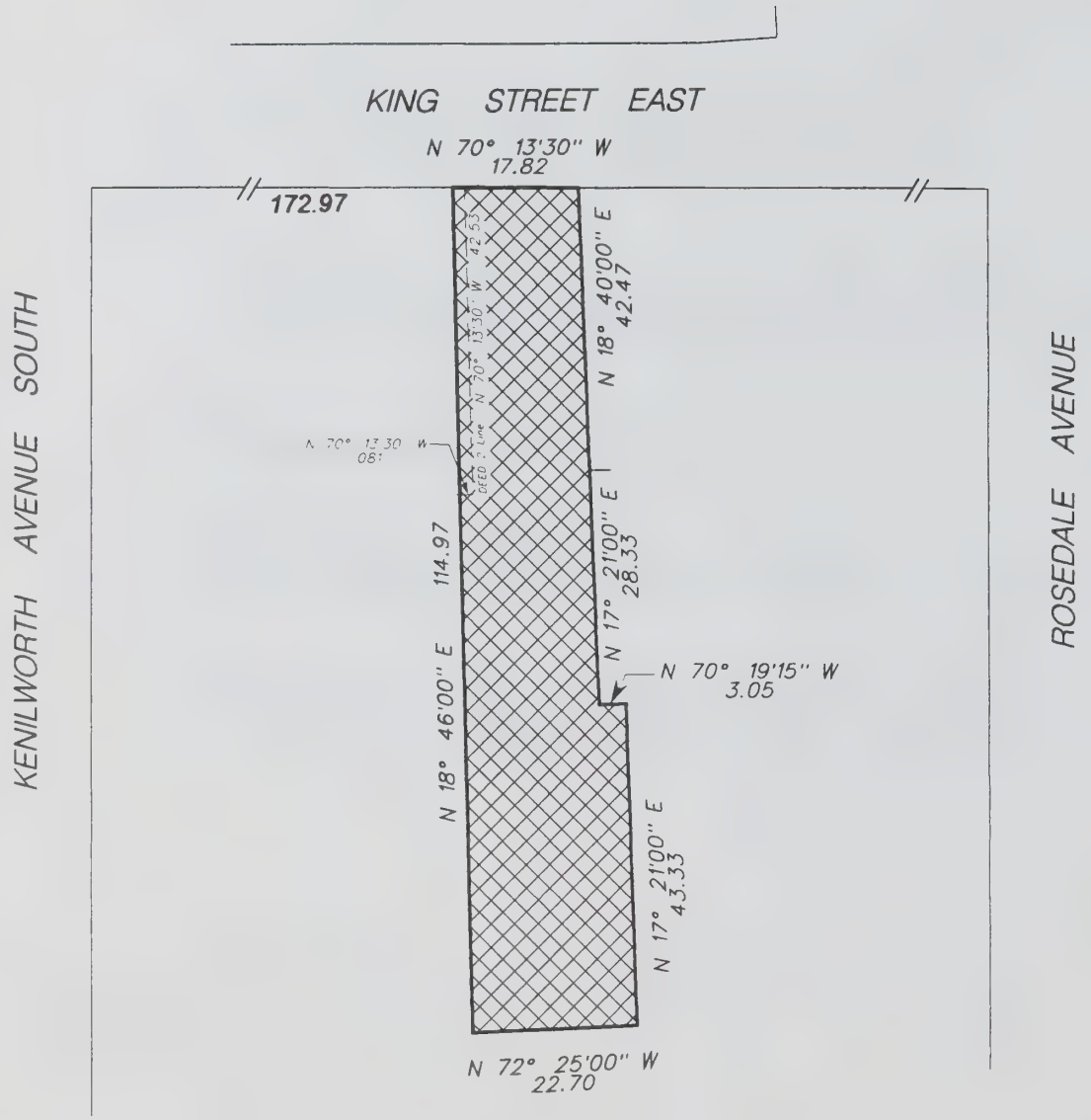
4. Sheet No. E-66 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1420.

5. The Municipal Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

**PASSED** this 26th day of January A.D. 1999

MUNICIPAL CLERK MAYOR

(1998) 22 R.P.D.C. 1, December 8
Jadwiga Weiss, Prospective Owner
ZAR-98-39




NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 99-.....
Passed the ..... day of ..... , 1999.

Clerk

Mayor

City of Hamilton

# Schedule "A"

Map Forming Part of By-Law No. 99-____

to Amend By-Law No. 6593

Planning and Development Department

**Legend**

Modification to the established "H" (Community Shopping and Commercial, etc.) District

| North | Scale | Reference File No. |
|---|---|---|
| | NOT TO SCALE | ZAR-98-39 |
| | **Date** | **Drawn By** |
| | December 1998 | B. B. |

The Corporation of the City of Hamilton

BY-LAW NO. 99-

To Amend:

By-law No. 86-212
As Amended by By-laws No. 92-057 and 98-046

Respecting:

**MEMBERS OF THE BOARD OF MANAGEMENT OF THE INTERNATIONAL VILLAGE BUSINESS IMPROVEMENT AREA**

**WHEREAS** By-law No. 86-212, passed on the 25th day of June 1986, provided for a Board of Management of the Improvement Area designated by By-law No. 76-19, passed on the 27th day of January 1976, known as the "International Village Business Improvement Area", more particularly described in By-law No. 76-19, all in accordance with subsections 217(1) and 217(6) of the Municipal Act, R.S.O. 1980, Chapter 302;

**AND WHEREAS** By-law No. 92-057, passed on the 11th day of February 1992, varied the composition of the Board of Management and provided for editorial amendments to By-law No. 86-212;

**AND WHEREAS** By-law No. 98-046, passed on the 27th day of January 1998, varied the composition of the Board of Management;

**AND WHEREAS** it is expedient to repeal By-law No. 98-046;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton in adopting Section 4 of the 22nd Report of the Planning and Development Committee on the 8th day of December 1998, directed that the composition of the Board of Management be further varied, in accordance with Section 220 of the Municipal Act, R.S.O. 1990, as hereinafter provided;

**AND WHEREAS** it is intended to further vary the composition of the Board of Management.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. (a) Schedule "A" referred to in clause 2(a) of By-law No. 86-212, as amended, is repealed the following substituted therefor:

Alderman A. Horwath
Alderman R. Corsini

(b) Schedule "B" referred to in clause 2(b) of By-law No. 86-212, as amended, is repealed the following substituted therefor:

| | |
|---|---|
| Paul Kircos | 223-225 King Street East (owner) |
| Marie Petrou | 181 and 183 King Street East (owner) |
| Gord Thompson | 186, 190, 191 King Street East (owner) |
| Wolfgang Schoen | 255 King Street East (owner) |
| Joe Collura | 227 King Street East, Hotelevision (tenant) |
| Dean Taylor | 233 King Street East, Hudsons (tenant) |
| John S. Kenyon | 239 King Street East, JSK Pawnbrokers (tenant) |

2. By-law No. 98-046 is hereby repealed in its entirety.

3. In all other respects, By-law No. 86-212, as amended, is hereby confirmed, unchanged.

**PASSED** this 26th day of January A.D. 1999

MUNICIPAL CLERK MAYOR

(1998) 22 R.P.D.C. 4, December 8

The Corporation of the City of Hamilton

BY-LAW NO. 99-

To Amend:

Zoning By-law No. 6593

As Amended by By-law 85-01

Respecting:

**LAND LOCATED AT MUNICIPAL NO. 615 MOHAWK ROAD WEST**

**WHEREAS** it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

**AND WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 85-1 on the 8th day of January 1985 to change the zoning and establish a special requirement under Section 19B of Zoning By-law No. 6593, for the "HH" District, in respect of the land located on the south-west corner of Mohawk Road West and Upper Paradise Road, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law was enacted in accordance with the Ontario Municipal Board Order dated the 14th day of August 1984, (File No. Z 830046);

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "HH" (Restricted Community Shopping and Commercial, etc.) District provisions, as contained in Section 14A of Zoning By-law No. 6593, as amended by By-law No. 85-1, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

(a) Section 2.(a)(i) of By-law No. 85-1 is hereby deleted and replaced with the following:

"(i) COMMERCIAL USES shall be prohibited except for:

(a) a self-serve gas station and repair garage;

(b) a convenience store with a drive-thru donut restaurant having a total maximum gross floor area of 156 square metres, and only as an accessory use to the self-serve gas station and repair garage;

(ii) a minimum of five (5) unobstructed vehicle stacked parking spaces within the access driveway to the drive-thru donut

restaurant shall be provided and maintained between the entrance to the drive-thru donut restaurant and the menu board."

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-801a.

4. Sheet No. W-27 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-801a.

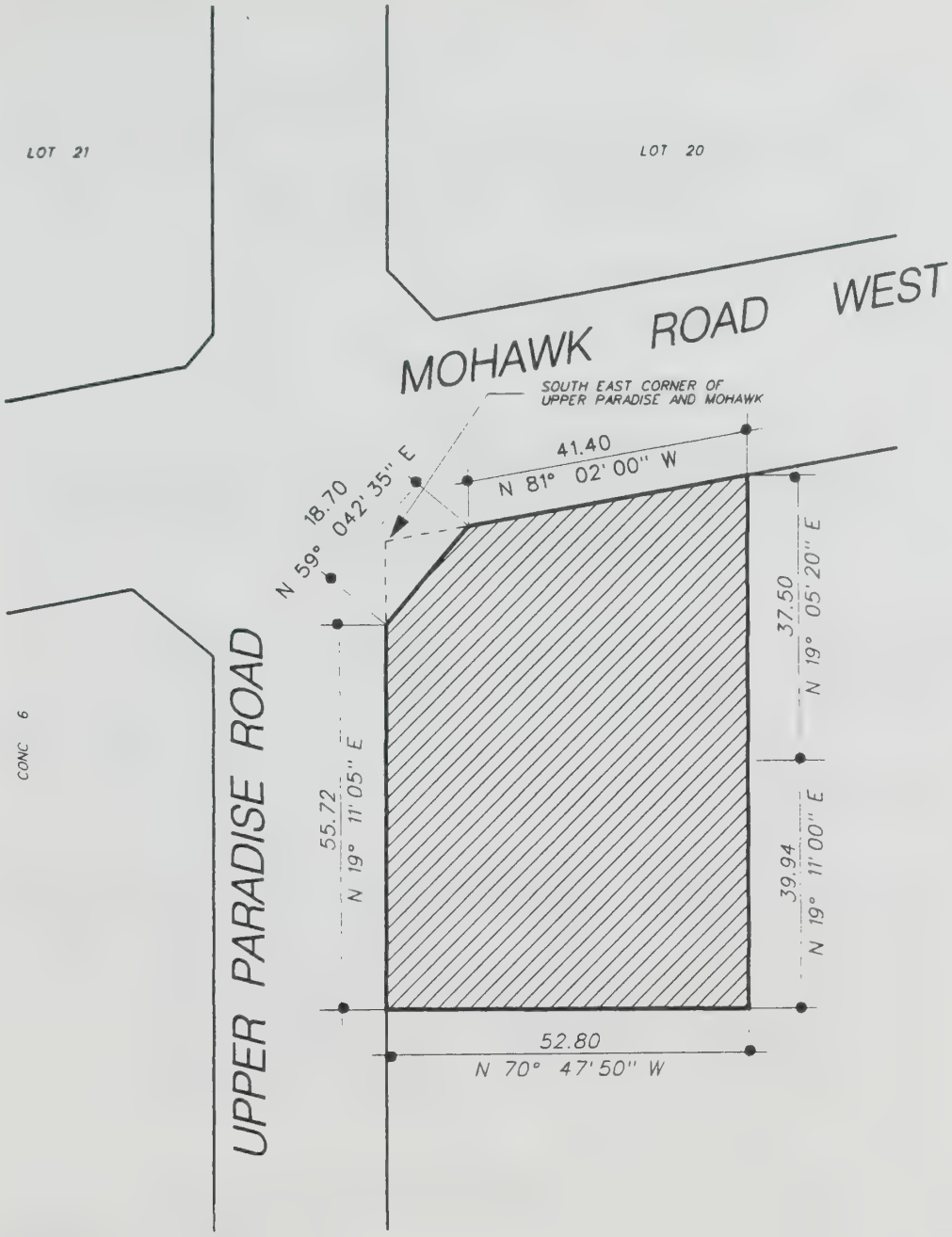
5. In all other respects, By-law No. 85-01 is hereby confirmed, unchanged.

6. The Municipal Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

**PASSED** this 26th day of January A.D. 1999

MUNICIPAL CLERK MAYOR

(1998) 20 R.P.D.C. 2, November 24
Sunoco, Owner
ZAC-98-35




NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-.....
Passed the ..... day of ....., 1998.

Clerk

Mayor

City of Hamilton

# Schedule "A"

Map Forming Part of By-Law No. 98-____

to Amend By-Law No. 6593

Planning and Development Department

**Legend**

Further modification to the "HH" (Restricted Community Shopping and Commercial, etc.) District.

| North | Scale | Reference File No. |
|---|---|---|
| | NOT TO SCALE | ZAC-98-35 |
| | **Date** | **Drawn By** |
| 17 | November 1998 | B. B. |

Bill No. C-4

The Corporation of the City of Hamilton

BY-LAW NO. 99-

To Amend

By-law No. 93-167

Respecting

**BUILDING PERMITS AND FEES**

**WHEREAS** By-law 93-167 was enacted on July 27, 1993 concerning Building Permits and Fees;

**AND WHEREAS** Council, on November 24, 1998, in adopting Section 6 of the 20th Report of the Planning and Development Committee authorized an amendment to By-law No. 93-167;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section (6A), Paragraph (c), Sub-paragraph (iii) of By-law No. 93-167 is repealed and the following is substituted in lieu:

   (iii) a scaled map of the site showing the legal description, lot size, property dimensions, existing rights-of-way, easements, or municipal/utility corridors; the location of items listed in Column 1 of the Table 8.2.1.5., 8.2.1.6.A, 8.2.1.6.B and 8.2.1.6.C; the location of the proposed sewage system; the location of any unsuitable, disturbed or compacted areas, and the proposed access routes for system maintenance,

2. Section 11.(c) of Schedule "A", of By-law No. 93-167 is amended by repealing the words "for lots with existing septic systems" and substituting in lieu "for lots with existing sewage systems."

**PASSED** this 26th day of January, 1999.

MUNICIPAL CLERK

MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 99-

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED SOUTH OF BARTON STREET EAST, WEST OF CENTENNIAL PARKWAY NORTH AND NORTH OF EASTGATE COURT, LOCATED AT THE REAR OF MUNICIPAL NOS. 2420-2434 BARTON STREET EAST**

**WHEREAS** it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982, as amended by Official Plan Amendment No.152, proposed by the Council of The Corporation of the City of Hamilton but not yet approved by The Regional Municipality of Hamilton-Wentworth in accordance with the provisions of Sections 4, 17 and 21 of the Planning Act, R.S.O. 1990, Chapter P.13.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. E-103 and E-104 of the District Maps, appended to and forming part of By-law No. 6593, are amended,

(a) by changing from "L-mr-1" (Planned Development - Multiple Residential) District to "HH" (Restricted Community Shopping and Commercial, etc.) District, the lands comprised in Block "3",

the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "JJ" (Restricted Light Industrial) District provisions, as contained in Section 16A. of Zoning By-law No. 6593, applicable to the lands comprised in Block "1", the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

(a) notwithstanding Section 16A.(1) of Zoning By-law No. 6593, the temporary use of the lands for the parking of motor vehicles in accordance with Section 39 of the Planning Act, for a period not exceeding three years from the day of the passing of the By-law shall be permitted; and,

(b) a planting strip having a minimum width of 3.0 metres, with a visual barrier not less than 1.2 metres and not more than 2.0 metres in height, shall be provided and maintained along the southerly lot line and along the westerly lot line; and,

(c) no vehicular access shall be permitted to Eastgate Court.

3. The "L-mr-1" (Planned Development - Multiple Residential) District provisions, as contained in Section 17B. of Zoning By-law No. 6593, applicable to the lands comprised on Block "2", the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

(a) notwithstanding Section 17B.(6)(a) of Zoning By-law No. 6593, the temporary use of the lands for the parking of motor vehicles in accordance with Section 39 of the Planning Act, for a period not exceeding three years from the day of the passing of the By-law shall be permitted; and

(b) a planting strip having a minimum width of 3.0 metres, with a visual barrier not less than 1.2 metres and not more than 2.0 metres in height, shall be provided and maintained along the southerly lot line; and,

(c) no vehicular access shall be permitted to Eastgate Court.

4. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "JJ" and "L-mr-1" Districts provisions, subject to the special requirements referred to in sections 2 and 3.

5. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1416.

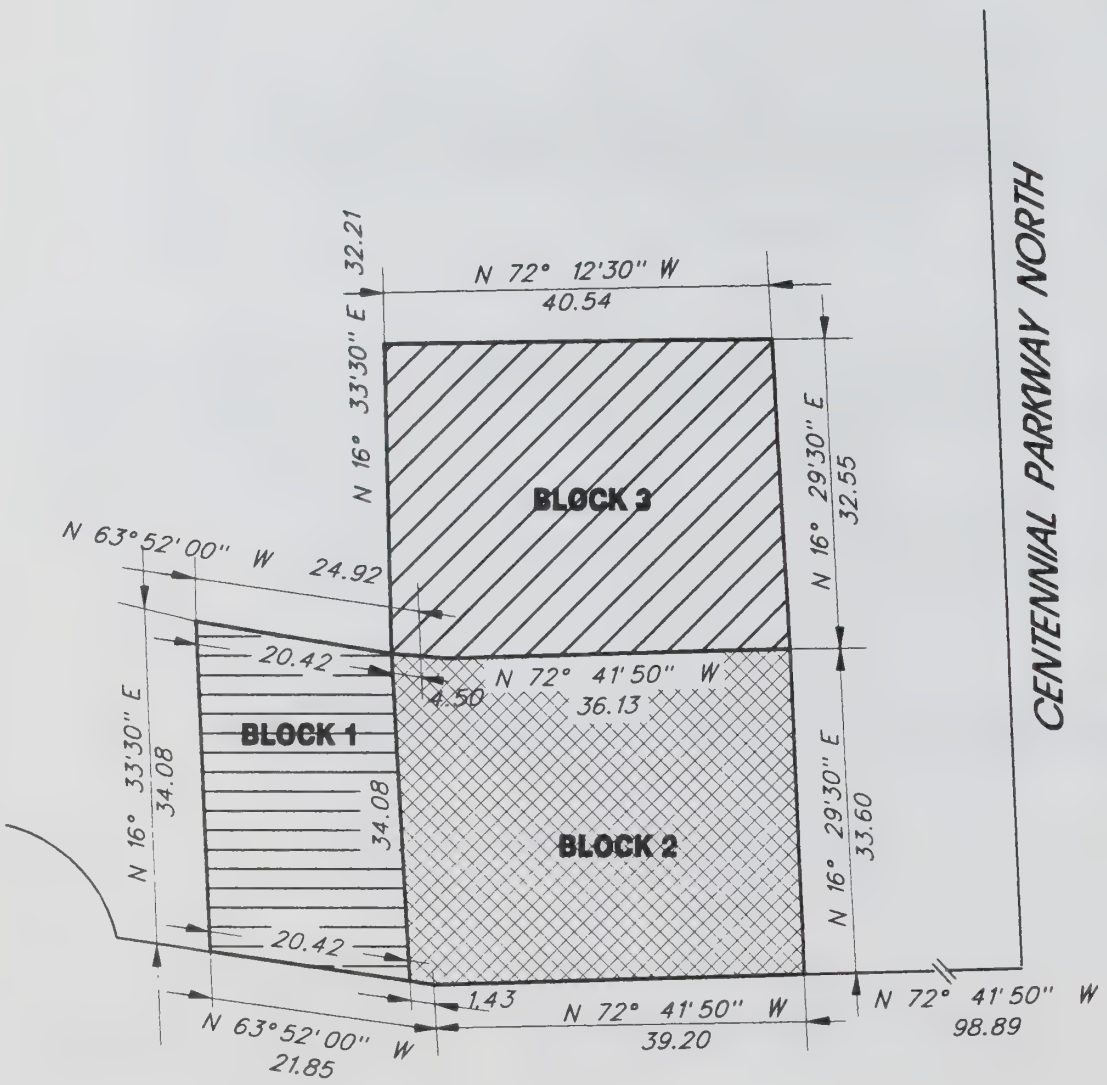
6. Sheets No. E-103 and E-104 of the District Maps are amended by marking the lands referred to in sections 2 and 3 of this by-law, S-1416.

7. The Municipal Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

**PASSED** this 26th day of January A.D. 1999

MUNICIPAL CLERK MAYOR

(1998) 17 R.P.D.C. 1, October 13
FDJ Holdings Inc., Owner
Amended ZAC-98-23




NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 99-.....
Passed the ..... day of ....., 1999.

Clerk

Mayor

City of Hamilton

# Schedule "A"

Map Forming Part of By-Law No. 99-____

to Amend By-Law No. 6593

Planning and Development Department

**Legend**

| | | |
|---|---|---|
| Block 1 | | Modification to the "JJ" (Restricted Light Industrial) District |
| 2 | | Modification to the "Lmr-1" (Planned Development-Multiple Residential) District |
| 3 | | Change in zoning from: "Lmr-1" (Planned Development-Multiple Residential) District to "HH" (Restricted Community Shopping and Commercial) District |

| North | Scale | Reference File No. |
|---|---|---|
| | NOT TO SCALE | ZA-98-23 |
| | Date | Drawn By |
| 22 | December 1998 | B. B. |

Bill No. C- 6

The Corporation of the City of Hamilton

BY-LAW NO. 99-

To Establish:

Site Plan Control

Respecting:

**LAND LOCATED SOUTH OF BARTON STREET EAST, WEST OF CENTENNIAL PARKWAY NORTH AND NORTH OF EASTGATE COURT, LOCATED AT THE REAR OF MUNICIPAL NOS. 2420-2434 BARTON STREET EAST**

**WHEREAS** By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 41 of the Planning Act, R.S.O. 1990, c. P. 13], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

**AND WHEREAS** it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

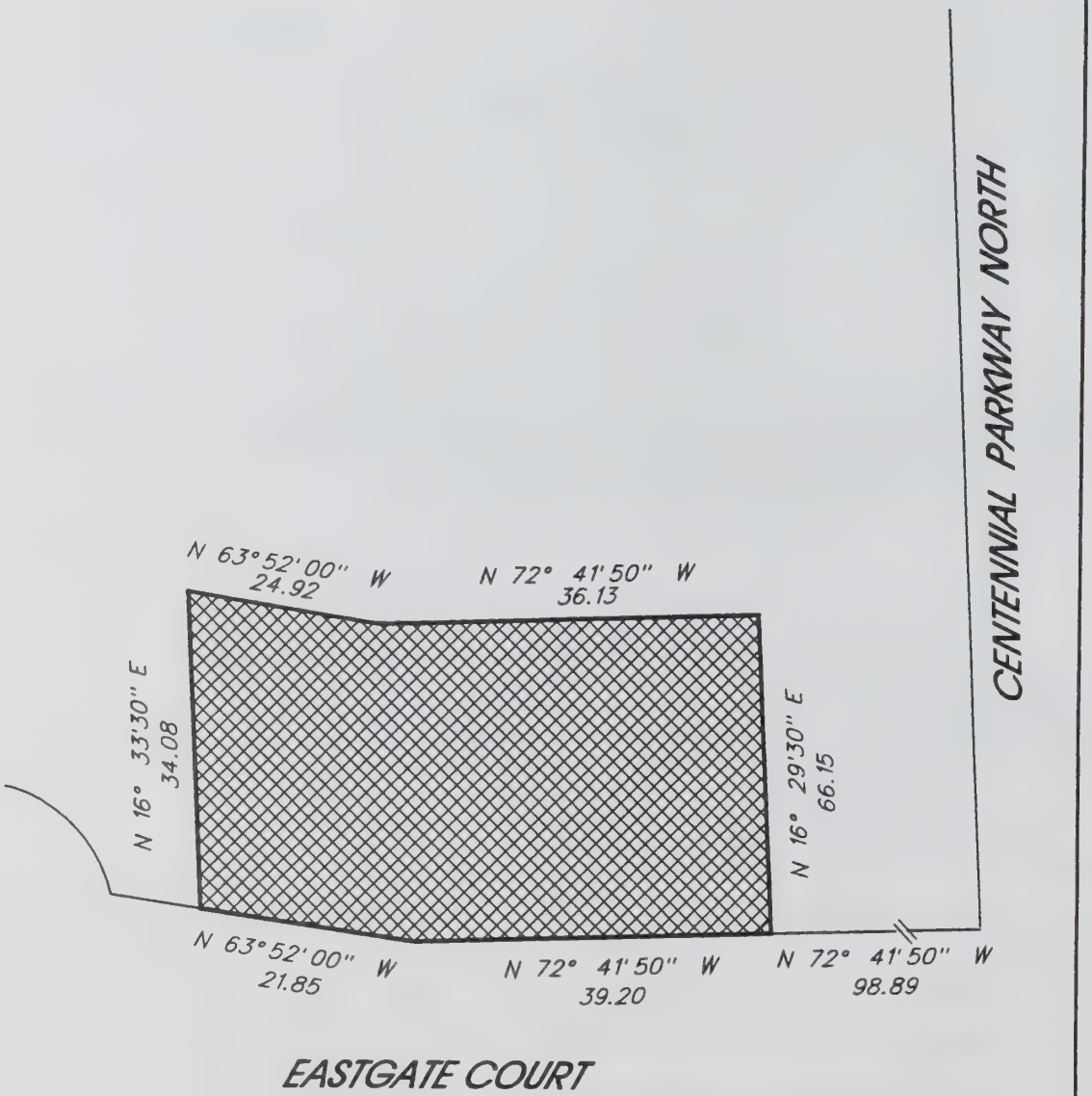
   180. Land located at the rear of Municipal Nos. 2420-2434 Barton Street East, shown on Appendix 180 hereto annexed and forming part of this by-law.

2. Appendix 180 to By-law No. 79-275 is hereto annexed as Schedule "A", and forms part of this by-law, and By-law No. 79-275, as amended.

**PASSED** this 26th day of January A.D. 1999

MUNICIPAL CLERK MAYOR

(1998) 17 R.P.D.C. 1, October 13
FDJ Holdings Inc., Owner
Amended ZAC-98-23




NOTE: All dimensions are in metres

This is Schedule "A" to By–Law No. 99–.....
Passed the ..... day of ....., 1999.

Clerk

Mayor

City of Hamilton

# Appendix 180

to By–Law No. 79–275

to Amend By–Law No. 87–223

Planning and Development Department

**Legend**

Lands designated under this By–Law as an area of Site Plan Control pursuant to section 41 of the Planning Act, R.S.O., 1990

| North | Scale | Reference File No. |
|---|---|---|
| | NOT TO SCALE | ZA–98–23 |
| | Date | Drawn By |
| | December 1998 | B. B. |

**BY-LAW NO. 99 -**

**CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 26th DAY OF JANUARY 1999.**

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the Municipal Clerk, or in the absence of the Municipal Clerk, the Acting Municipal Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

**PASSED this 26th day of January 1999**

**ACTING MUNICIPAL CLERK** **MAYOR**

CA4 ON HBL A05
A31
1999

URBAN
MUNICIPAL

February 5, 1999

The Urban/Municipal Collection
2nd Floor
Hamilton Public Library
+ Bill

# MEETING OF THE COUNCIL
# OF THE CORPORATION OF THE CITY OF HAMILTON

**Tuesday, February 9, 1999**
**7:30 o'clock p.m.**
**Council Chambers, City Hall**

URBAN MUNICIPAL

FEB 16 1999

**J. J. Schatz**
**Municipal Clerk**

## AGENDA

1. **National Anthem.**

2. **Opening Prayer:** **Reverend John Hillmer**
   **Trinity Baptist Church**

3. **Presentations:** **Certificate of Recognition:**
   **Igor Kodarin, Metal Fabko Inc.**

4. **Adoption of the minutes of the meetings held:**

   (a) **January 19, 1999 (special)**
   (b) **January 26, 1999 (regular)**
   (c) **February 2, 1999 (special)**

5. **Correspondence.**

6. **Reports of the Standing Committees:**

   (a) **Transport and Environment Committee**
   (b) **Parks and Recreation Committee**
   (c) **Planning and Development Committee**
   (d) **Finance and Administration Committee**
   (e) **Joint City/Region Budget Steering Committee**

7. **Unfinished Business:**

   (a) **Interim Control By-law – Correctional Services Facility**

8. **Notices of Motion for next meeting.**

9. **Question Period.**

10. **Adjournment.**

# MINUTES

Minutes of the Special Meeting of City Council
January 19, 1999
10:30 o'clock p.m.
Webster Room A B & C
Hamilton Convention Centre

The Council met:

Present: Mayor R. M. Morrow, Chairman.
Aldermen M. Kiss, M. Caplan, A. Horwath, R. Corsini, B. Morelli, D. Haining, D. Wilson, G. Copps, C. Collins, F. Eisenberger, T. Jackson, B. Charters, B. Kelly, F. D'Amico, D. O'Sullivan.

Absent: Alderman T. Anderson – Regional Business

Mayor R. M. Morrow called the meeting to order.

* * * * * * * * * * * *

It was moved by Alderman Kiss and seconded by Alderman Caplan that the Report of the Finance and Administration Committee and resolutions be now considered in Committee of the Whole. The Council then went into Committee of the Whole, with Mayor Morrow in the Chair.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Copps, Collins, Eisenberger, Jackson, Charters, Kelly, D'Amico, O'Sullivan. –16.

NAYS: -0. **CARRIED.**

## FINANCE AND ADMINISTRATION COMMITTEE – FIRST REPORT

**Establishment of a Joint City/Region Budget Steering Committee**

## RESOLUTION

**Appointment of General Manager – Transportation and Operations**

**Re: Rule No. 9 - Appointment of a General Manager of Transportation and Operations**

It was moved by Alderman Horwath and seconded by Alderman O'Sullivan that Rule No. 9 of the City's Procedural By-law be invoked for this special meeting of City Council in order to permit consideration of a resolution respecting the Appointment of a General Manager – Transportation and Operations.

**CARRIED.**

* * * * * * *

**Re: Appointment of a General Manager of Transportation and Operations**

It was moved by Alderman Horwath and seconded by Alderman O'Sullivan:

(a) That Mr. Arthur Leitch be appointed to the position of General Manager, Transportation and Operations and that the City Manager be authorized and directed to negotiate the terms and conditions of employment.

(b) That the City Manager be authorized to include the honorarium from Hamilton Hydro in the compensation package for the General Manager, Transportation and Operations.

**CARRIED.**

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It was moved by Alderman Kiss and seconded by Alderman Caplan that the Report of the Committee of the Whole on the Report of the Finance and Administration Committee and resolutions, be adopted.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Copps, Collins, Eisenberger, Jackson, Charters, Kelly, D'Amico, O'Sullivan. -16.

NAYS: -0.

**CARRIED.**

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City Council then adjourned at 10:35 o'clock p.m.

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Taken as read and approved.

**MAYOR R. M. MORROW**
**CHAIRMAN**

Kevin C. Christenson,
Acting Municipal Clerk
January 19, 1999
KCC/dg

# REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **FIRST** Report for 1999 and respectfully recommends:

## 1. Establishment of a Joint City/Region Budget Steering Committee

(a) That a Joint City/Region Budget Steering Committee be established; and,

(b) That the Budget Steering Committee consult with the Management Team, Chairmen of the Standing Committees, and outside Boards and Commissions to formulate recommendations on operating and capital budgets; and,

(c) That the Budget Steering Committee report directly to City and Regional Councils; and,

(d) That the Budget Steering Committee consist of the following:

Councillor B. Charters
Alderman D. Wilson
Alderman D. O'Sullivan
Alderman A. Horwath
Councillor A. Sloat
Councillor R. Powers
Councillor G. Etherington
Alderman B. Kelly

Ex-Officio – Chairman T. Cooke
Mayor R. M. Morrow

**2. Confirming By-law**

That the following Bill be adopted, signed, sealed and enrolled as a By-law:

D-1 A By-law to Confirm the Proceedings of the Council of The Corporation of the City of Hamilton.

**Respectfully submitted,**

**ALDERMAN D. WILSON, CHAIRMAN**
**FINANCE AND ADMINISTRATION COMMITTEE**

**Susan K. Reeder, Secretary**
January 6, 1999

Minutes of Hamilton City Council
Tuesday, January 26, 1999
7:55 o'clock p.m.
Council Chamber, City Hall

The Council met:

There were present: Mayor R. Morrow, Chairman; Aldermen M. Kiss, M. Caplan, A. Horwath, R. Corsini, B. Morelli, D. Haining, D. Wilson, G. Copps, C. Collins, F. Eisenberger, T. Jackson, B. Charters, T. Anderson, B. Kelly, F. D'Amico, D. O'Sullivan

Mayor R. M. Morrow called the meeting to order.

Reverend Andrew Murray, St. John the Evangelist Church led Council in prayer.

## PRESENTATIONS

Mayor R. M. Morrow presented a Retirement Certificate and a Book to Stan Hollowell for his 33 years of dedicated service to the Corporation.

* * * * * * * *

Mayor R. M. Morrow presented a Certificate of Recognition to John Skirving.

* * * * * * * *

Mayor R. M. Morrow made a presentation to Joey Sousa and Sheldon Francis, Canadian Champions, Ontario Amateur Wrestling Association.

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Mayor R. M. Morrow made a presentation to Aleks Balta, Canadian Junior Judo Champion.

## ADOPTION OF MINUTES

The minutes of the meetings held December 15, 1998; and January 19, 1999 were adopted as circulated.

**Re: Amending council minutes from the meeting held 1998 December 8**

It was moved by Alderman Eisenberger and seconded by Alderman O'Sullivan that the minutes of the meeting of City Council held December 8, 1998 be amended to read Alderman Wilson opposed to Section 5 of the Twenty-Fourth Report of the Finance and Administration Committee for 1998 regarding Rosedale Tennis Club Arrears.

**CARRIED**.

## CORRESPONDENCE

1. Letter dated December 14, 1998 from Morley Kells, M.P.P., Ontario Olympics Commissioner requesting the City's support of Bill 77: An Act to endorse the bid by the City of Toronto to host the XXIX Summer Olympic Games.

   **Referred to the Parks and Recreation Committee**.

2. Letter dated December 16, 1998 from W.A. Thomas, P. Eng., General Manager, Hydro-Electric Commissioner of the City of Hamilton respecting Zero Average Increase in the wholesale cost of power to our utility for the year 1999.

   **Received.**

3. Letter dated December 22, 1998 from R. Scott Smith, Secretary to the Board of Commissioners respecting the Commissioners Five Year Capital Budget and Projected Cash flow.

   **Referred to the Finance and Administration Comm.**

4. Application dated December 10, 1998 from Donna Leitch c/o John Dean, Solicitor for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for lands located east of Upper Sherman Avenue and south of Dalia Avenue, located at the rear of 1504 Upper Sherman Avenue, Hamilton.

   **Received.**

5. Application dated January 12, 1999 from Peter Narduzzi, Samuel Frosina, John Anlabos, Dundas, Ontario for removal of the "H" Holding Provision for property at 684 Upper James Street, Hamilton, Ontario.

**Received.**

* * * * * * * * * * * * *

It was moved by Alderman Kiss and seconded by Alderman Copps that the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Finance and Administration Committee, the Committee of the Whole, the Report of His Worship Mayor R. M. Morrow, and the City of Hamilton Licensing Committee, be considered in Committee of the Whole with Alderman Caplan in the chair.

**Recorded vote**.

**YEAS:** Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. –17.

**NAYS:** -0. **CARRIED.**

## TRANSPORT AND ENVIRONMENT COMMITTEE – FIRST REPORT

**Section 31 Re: Restore the Core – Hess Street**

**Recorded vote**.

**YEAS:** Mayor Morrow, Aldermen Caplan, Horwath, Corsini, Eisenberger, Collins, Charters, Jackson, D'Amico, O'Sullivan. –10.

**NAYS:** Aldermen Kiss, Morelli, Haining, Copps, Wilson, Anderson, Kelly. - 7.

**CARRIED.**

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**Section 33 Re: Vendor Program for Selected Street Locations – Authority to Issue Request for Proposals**

It was moved by Alderman Collins and seconded by Alderman Eisenberger that Section 33 Sub-section (c) of the First Report for 1999 of the Transport and Environment Committee be amended by deleting the words "exclusive of the Transport and Environment Committee, HECFI\Copps Coliseum locations; replacing them with " a Street Vendors Selection Committee consisting of the following 5 members of Council: Aldermen Anderson, Charters, Collins, Horwath and Wilson".

This motion was not considered as the following tabling motion was subsequently moved and seconded.

* * * *

**Section 33 Re: Vendor Program for Selected Street Locations – Authority to Issue Request for Proposals**

It was moved by Alderman Morelli and seconded by Alderman Haining that Section 33 of the First Report of the Transport and Environment Committee be referred back.

**CARRIED.**

## PARKS AND RECREATION COMMITTEE – FIRST REPORT

**Section 4 (a) Hamilton Tiger Cat Football Club**

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Eisenberger, Collins, Charters, Anderson, Kelly, D'Amico, O'Sullivan. –16.

**NAYS:** Alderman Jackson. -1. **CARRIED.**

* * * * * * * * * * * * * *

**Section 7 Re: Hamilton Public Library Board – Review of Service Levels**

**Recorded vote.**

**YEAS:** Aldermen Kiss, Copps. –2.

**NAYS:** Aldermen Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. –14.

**LOST.**

* * * * * *

It was moved by Alderman Eisenberger and seconded by Alderman Jackson that the following be added as Section 12 of the First Report of the Parks and Recreation Committee for 1999:

"12. That the Hamilton Public Library Board be requested to appear before the Parks and Recreation Committee to address current service levels". **CARRIED.**

* * * * * * * * * * * * * *

**Section 10 Re: Ivor Wynne – Request from Hamilton Tiger Cat Football Club to Lift Smoking Ban on Stadium**

It was moved by Alderman Morelli and seconded by Alderman Haining that Section 10 of the First Report of the Parks and Recreation Committee be referred back to the Finance and Administration Committee. **CARRIED.**

* * * * * * * * * * * * * *

## PLANNING AND DEVELOPMENT COMMITTEE – FIRST REPORT

**Section 5 Re: Zoning Application 98-22 by Cantrico Investments Limited, owner, for a modification to the "H" District, for lands located at 1394 Upper Gage Avenue**

It was moved by Alderman Kelly and seconded by Alderman Anderson that Section 5 of the First Report of the Planning and Development Committee be referred back.

**CARRIED.**

* * * * * * * * * * * * * *

**Section 6 Re: Zoning Application 98-24 and Official Plan Amendment Application by Jomar Development Corporation, Owner, for property located at 723 Rymal Road West**

**Recorded vote**.

**YEAS**: Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. -15.

**NAYS**: Alderman Copps. –1. **CARRIED.**

## PLANNING AND DEVELOPMENT COMMITTEE – SECOND REPORT

## FINANCE AND ADMINISTRATION COMMITTEE – SECOND REPORT

**Section 6 Re: Grant – East Hamilton Optimist Club**

It was moved by Alderman Wilson and seconded by Alderman Collins that Section 6 of the Second Report for 1999 of the Finance and Administration Committee be amended by deleting this section in its entirety, and the following inserted in lieu thereof:

6. That a grant be approved to the East Hamilton Optimist Club to be given in lieu of outstanding 1998 taxes for Lakeland Community Centre to be financed from the Reserve for Contingency, Account Centre No. CH0015 and that the General Manager, Finance report back as to the amount of this grant when it has been determined. **CARRIED.**

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**Section 8 Re: Financing – Restore the Core – Downtown Hamilton Improvement Plan, 1999 – 2008 Provision Capital Budget Submission**

**Recorded vote**.

**YEAS:** Mayor Morrow, Aldermen Caplan, Horwath, Corsini, Eisenberger, Collins, Charters, Jackson, D'Amico, O'Sullivan. –10.

**NAYS:** Aldermen Kiss, Morelli, Haining, Copps, Wilson, Anderson, Kelly. - 7.

**CARRIED.**

## COMMITTEE OF THE WHOLE – FIRST REPORT

## REPORT OF HIS WORSHIP MAYOR R. M. MORROW – FIRST REPORT

## CITY OF HAMILTON LICENSING – FIRST REPORT

## ACTING MAYOR FOR THE MONTH OF FEBRUARY, 1999

It was moved by Alderman Kiss and seconded by Alderman Copps that Alderman F. D'Amico be appointed Acting Mayor for the month of February, 1999. **CARRIED.**

## MOTION TABLED FROM PREVIOUS MEETING

1998 November 10 – Finance and Administration Committee
Section 3 of the Twenty-First Report for 1998

It was moved by Alderman Jackson and seconded by Alderman Charters that Section 3 of the Twenty-First Report of the Finance and Administration Committee for 1998 Re: People's Resolution for a United Canada which was tabled by City Council at its meeting held 1998 November 10 be now lifted from the table: **CARRIED.**

It was moved by Alderman Jackson and seconded by Alderman Charters that the City of Hamilton endorses the People's Resolution for a United Canada proposed by the Team Canada for Unity as follows:

WHEREAS the City of Hamilton believes that Canada is a country that is second to none, enriched by the presence of the Aboriginal peoples and their cultures, graced with the vitality of the English and French languages and gifted with the diversity of multiculturalism; and,

WHEREAS the City of Hamilton believes that all Canadians are equal and all Canadian provinces have equality of status; and,

WHEREAS the City of Hamilton believes that Canada, with its existing Constitution and Charter of Rights and Freedoms, offers all of its citizens and provinces an equal opportunity to prosper and flourish. The same Constitution has enabled and must continue to enable the Province of Quebec, a fundamental and valued partner of the Canadian confederation, the opportunity to promote and protect its culture, civil law tradition and French language; and,

WHEREAS the City of Hamilton recognizes the English and French languages, Canada's two official languages, as a fundamental and enriching part of our heritage as well as an unequivocally important part of its future and that Canadians and their governments must endeavour, in a spirit of good faith, to ensure the vitality of these two official languages, and,

WHEREAS the City of Hamilton believes that Canadians and their governments must be committed to the protection and promotion of official language minority communities throughout Canada;

NOW THEREFORE BE IT RESOLVED THAT the City of Hamilton, in a spirit of friendship and in the name of unity, proudly adopts this People's Resolution for a United Canada and we hereby urge all Canadian municipalities to join us in this grassroots effort to resolve the issue of Canadian unity;

AND BE IT FURTHER RESOLVED THAT the citizens of Hamilton call upon the Government of Canada (and all Federal Parties) as well as all provincial legislatures/assemblies (and all provincial parties) to join together with municipal governments, the level of government closest to the people, to ensure that all Canadians from all provinces are consulted on the issue of national unity;

AND BE IT FURTHER RESOLVED THAT the citizens of Hamilton call upon the Government of Canada and all provincial legislatures/assemblies to ensure that continuance of a united Canada in accordance with the moral, political, legal and constitutional obligations of our nation, and we demand that the Government of Canada and all provincial legislatures/assemblies ensure that any future constitutional negotiations not lead to the breakup of our country;

AND BE IT FURTHER RESOLVED THAT this resolution be sent to the Prime Minister of Canada and the Minister of Intergovernmental Affairs, and to the Premier of Quebec, Members of the National Assembly, Members of Parliament, all Provincial Legislatures and the Federation of Canadian Municipalities.

**Recorded vote**.

.

**YEAS:** Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. -16.

**NAYS**: Alderman Copps. –1. **CARRIED.**

## RESOLUTION ON CORRECTIONS FACILITY

Council agreed to move in-camera to discuss private and confidential items respecting the Corrections Facility Council reconvened in public session.

**Re: Corrections Facility**

It was moved by Alderman Horwath and seconded by Alderman Corsini that staff be directed to prepare an Interim Control By-law respecting the location of Correction Facilities City wide.

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Kiss, Horwath, Corsini, Morelli, Haining, Kelly, D'Amico, O'Sullivan. –9.

**NAYS:** Aldermen Caplan, Copps, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson. –8. **CARRIED.**

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**Re: Corrections Facility**

It was moved by Alderman Horwath and seconded by Alderman Corsini that the City pursue Judicial Review and Injunction respecting the decision of Corrections Canada on the location of facilities in Hamilton's downtown community.

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Caplan, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Kelly, D'Amico, O'Sullivan. –11.

**NAYS:** Aldermen Kiss, Eisenberger, Collins, Charters, Jackson, Anderson. –6.

**CARRIED.**

* * * * * *

**Re: Corporate Counsel - Manulife**

It was moved by Alderman Horwath and seconded by Alderman Corsini that Corporate Counsel be directed to meet with Manulife to discuss the possibility of collaborative efforts with them on court action.

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Horwath, Corsini, D'Amico. –4.

**NAYS:** Aldermen Kiss, Caplan, Morelli, Haining, Copps, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, O'Sullivan. –13.

**LOST.**

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**Re: Corrections Facility**

It was moved by Alderman Eisenberger and seconded by Alderman Horwath that the Mayor and Members of City Council organize a lobbying effort with Members of Parliament and Ministry of Correctional Services Staff to find an alternate solution to the Federal Correctional Services Facility location at 126 Main Street East. **CARRIED.**

* * * * * * * * * * * * * * * *

It was moved by Alderman Kiss and seconded by Alderman Copps that the Report of the Committee of the Whole on the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Finance and Administration Committee, the Committee of the Whole, the Report of His Worship Mayor R. M. Morrow, and the City of Hamilton Licensing Committee, and resolutions, be adopted.

**Recorded vote**.

**YEAS:** Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. –17.

**NAYS:** -0. **CARRIED.**

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**City Council then adjourned at 10:45 o'clock p.m.**

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**Taken as read and approved.**

**MAYOR R. M. MORROW**
**CHAIRMAN**

**Kevin C. Christenson**
**Acting Municipal Clerk**
**January 26, 1999**
**KCC/dg**

Minutes of the Special Meeting of City Council
February 2, 1999
8:55 o'clock p.m.
Council Chamber, City Hall

The Council met:

Present: Acting Mayor F. D'Amico
Aldermen M. Kiss, M. Caplan, A. Horwath, R. Corsini, B. Morelli, D. Haining, D. Wilson, G. Copps, C. Collins, F. Eisenberger, T. Jackson, B. Charters, T. Anderson, B. Kelly, D. O'Sullivan.

Absent: Mayor R. M. Morrow – City Business

Acting Mayor F. D'Amico called the meeting to order.

* * * * * * * * * * * * *

It was moved by Alderman Kiss and seconded by Alderman O'Sullivan that Council move into Committee of the Whole to consider a resolution and by-laws respecting the Interim Tax Levy. Council then went into Committee of the Whole, with Acting Mayor D'Amico in the Chair.

**Recorded vote.**

YEAS: Acting Mayor D'Amico, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Copps, Collins, Eisenberger, Jackson, Charters, Anderson, Kelly, O'Sullivan. –16.

NAYS: -0.

**CARRIED.**

**RESOLUTION AND BY-LAWS**
**Interim Tax Levy**
**Interim Tax Levy By-law**
**Confirming By-law**

It was moved by Alderman Wilson and seconded by Alderman O'Sullivan that the interim taxation rates for the City of Hamilton be set as follows, representing one half of the 1998 taxation rates rounded downward to 4 decimal places:

| (a) | Class | Class Code | Rate |
|---|---|---|---|
| | Residential | RT | .0098 |
| | Multi-Residential | MT | .0254 |
| | Residual Commercial | CT/DT | .0384 |
| | Residual Commercial Vacant | CU/DU | .0269 |
| | Shopping Centre | ST | .0357 |
| | Shopping Centre Vacant | SU | .0250 |
| | Parking and Vacant Commercial Land | CX/GT | .0361 |
| | Residual Industrial | IT | .0621 |
| | Residual Commercial Vacant Land and Unit | IU/IX | .0403 |
| | Large Industrial | LT | .0648 |
| | Large Industrial Vacant | LU | .0421 |
| | Pipeline | PT | .0189 |
| | Farmland | FT | .0024 |
| | Managed Forest | TT | .0024 |
| | Rail Right of Way | WT CN | $1,127.75/Acre |
| | Rail Right of Way | WT CP | $1,361.27/Acre |
| | Utility Right of Way | UT | $4,558.57/Acre |

(b) That an adjustment be made to the appropriate accounts, in the amount of 50% of the 1999 phase-in adjustment for properties in the residential, farmland and managed forest classes in conjunction with the interim 1999 billing for those properties.

(c) That an adjustment be made to the appropriate accounts, in the amount of 50% of the 1998 graduated tax rate adjustment for residual commercial and residual industrial classes of property, in conjunction with the interim 1999 billing for those properties.

(d) That a non-metered water and sewer surcharge interim levy be established on behalf of the Regional Municipality of Hamilton-Wentworth, based on approximately 50% of the 1998 charge, to be billed in two equal instalments, respectively payable on the dates that the related realty bills are due.

(e) That in accordance with The Fairness for Property Taxpayer's Act, Section B of the capping provisions be applied to the commercial, industrial and multi-residential classes affecting the 1998 taxation on those properties, and that adjustments with respect to that provision be calculated and applied property specific prior to the billing of those accounts for the final instalment of 1998 taxation and that an adjustment for one half of the 1999 application of the capping program be applied at the time of the 1999 interim taxation billing for the affected accounts.

(f) That adjustments be made to the appropriate 1998 taxation accounts to negate the effect of the small business rebate program which was cancelled as a result of the provisions in the Fairness for Property Taxpayers Act.

(g) That adjustments be made to the appropriate accounts to negate the effect of the multi-residential phase-in scheme applied to the 1998 taxation levy, which was made redundant by the application of the capping program as outlined in the Fairness for Property Taxpayers Act.

(h) That the schedule of interim1999 taxation billing be as follows:

(i) Any property comprised of assessments in whole or in part only in the residential, farmland or managed forest property classes, be billed for the 1999 interim levy in two instalments due February 26th and March 31st, respectively.

(i) That the Director of Legal Services be authorized and directed to prepare the appropriate City of Hamilton By-law(s) and that the By-law(s) be passed and enacted.

(j) That the following Bills be adopted, signed, sealed and enrolled as By-laws:

E-001 A By-law to Enact An Interim Tax Levy.

E-002 A By-law to Confirm the Proceedings of The Council of The Corporation of the City of Hamilton. **CARRIED.**

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It was moved by Alderman Kiss and seconded by Alderman O'Sullivan that the Report of the Committee of the Whole on the resolution and by-laws respecting Interim Tax Levy, be adopted.

**Recorded vote.**

YEAS: Acting Mayor D'Amico, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Copps, Collins, Eisenberger, Jackson, Charters, Anderson, Kelly, O'Sullivan. -16.

NAYS: -0. **CARRIED.**

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City Council then adjourned at 9:00 o'clock p.m.

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Taken as read and approved.

ACTING MAYOR D'AMICO,
CHAIRMAN

J. J. Schatz,
Municipal Clerk
February 2, 1999
JSS/dg

# CORRESPONDENCE

# TRANSPORT & ENVIRONMENT COMMITTEE

# REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Transport and Environment Committee presents its **SECOND** Report for 1999 and respectfully recommends:

1. **No. 67 Francis Street, Request to Remove a Reserved "Permit Parking" Space for a Disabled Resident**

   That the existing "Permit Parking" regulation on the south side of Francis Street commencing at a point 115 feet west of Cheever Street and extending to a point 21 feet westerly therefrom be removed, and that the City Traffic By-law 89-72 be amended accordingly.

2. **No. 334 Emerald Street North, Request for a Reserved "Permit Parking" Space for a Disabled Resident**

   (a) That a "Permit Parking" regulation be implemented on the east side of Emerald Street North commencing at a point 63 feet south of Birge Street and extending to a point 17 feet southerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly; and,

   (b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mr. Bruce Carson, 334 Emerald Street North.

3. **Redfern Avenue, Jewel Street and Gem Court – Parking Regulations**

   (a) That a full-time "No Parking" regulation be implemented on the south side of Redfern Avenue from Sanatorium Road to Chedmac Drive; and,

   (b) That a "One Hour Parking Time Limit, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation be implemented on the north side of Redfern Avenue from Sanatorium Road to Chedmac Drive; and,

   (c) That a full-time "No Stopping" regulation be implemented on both sides of Redfern Avenue commencing at Sanatorium Road and extending to a point 100 feet westerly therefrom; and,

   (d) That a full-time "No Parking" regulation be implemented on the east side of Jewel Street from Redfern Avenue to Gem Court;

(e) That a "One Hour Parking Time Limit, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation be implemented on the west side of Jewel Street from Redfern Avenue to Hepburn Crescent; and,

(f) That a "One Hour Parking Time Limit, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation be implemented on both sides of Gem Court from Jewel Street to the easterly end and including the bulb; and,

(g) That the City of Hamilton Traffic By-law 89-72 be amended accordingly.

4. **Supply and Delivery of Traffic Paint during 1999, Public Works and Traffic Department**

That a purchase order be issued to IBIS Products Limited, Scarborough, Ontario, for the supply and delivery of traffic paint as and when required during 1999 by the Public Works and Traffic Department, being the only bid received and being in accordance with the specifications issued by the Purchasing Division's tender, and that the estimated expenditure of $225,000 be financed through the Pavement Markings Account No. CH5653 75999.

5. **No. 116 East 23rd Street, Request to Amend an Existing Wheelchair Loading Zone Regulation**

That the existing "No Stopping, Wheelchair Loading Zone, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation on the west side of East 23rd Street, commencing at a point 162 feet north of Queensdale Avenue East and extending to a point 19 feet northerly therefrom, be revised such that the regulation is in effect 24 hours a day, seven days a week, and that the City Traffic By-law 89-72 be amended accordingly.

6. **No. 54 Kinrade Avenue – Request for a Wheelchair Loading Zone**

That a "Wheelchair Loading Zone, 9:00 a.m. to 5:00 p.m., Seven Days a Week" regulation be implemented on the east side of Kinrade Avenue commencing at a point 517 feet south of Barton Street East and extending to a point 30 feet southerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly.

7. **1167827 Ontario Limited, No. 630 – 636 Main Street East – Commercial Boulevard Parking Agreement**

That the application of Mr. Darko Vranich, President of 1167827 Ontario Limited, respecting 630 - 636 Main Street East, to execute a commercial boulevard parking agreement at the said address be approved, provided that:

(a) the applicant pays the annual fee in accordance with the fee structure approved by the City Council on March 26, 1986 (current annual rate is $64.61 per space for the first two spaces and $32.31 per space for any additional spaces, per year) plus taxes, if any, in addition to the $10 encroachment insurance charge approved by the City Council on February 14, 1984; and,

(b) the owner pays a one-time $50 registration fee, as approved by the City Council on January 14, 1986; and,

(c) the owner pays a one-time $227.32 processing fee (including G.S.T.), as approved by the City Council on January 12, 1988; and,

(d) the owner complies with the requirements as set out in the policy approved by the City Council on June 24, 1975, respecting using a portion of road allowance for parking purposes; and,

(e) the driveway approach, parking area and other structures, as approved by the Commissioner of Public Works and Traffic, be constructed and maintained at the owners expense; and,

(f) the owner executes an agreement satisfactory to the Regional/City Solicitor, to indemnify and save the City harmless from actions, causes of action, interest, claims, demands, costs, damages and loss.

8. **Local Improvement Charges for the Construction of Roads, Curbs, Sidewalks and Alleys**

(a) That the following changes be made in the maximum charges per metre of frontage for Local Improvement construction:

| Item | | Maximum Charge per Metre of Frontage Existing 1998 | Proposed 1999 |
|---|---|---|---|
| (i) | Curb Only | $ 73.00 | $ 74.00 |
| (ii) | Sidewalks Only | $103.00 | $105.00 |
| (iii) | Sidewalks and Independent Curbs or Combined Sidewalks and Curbs | $149.00 | $151.00 |
| (iv) | Roadway Only | $255.00 | $256.00 |
| (v) | Alleys | $107.00 | $ 90.00 |
| (vi) | Roadway and Curbs only (Industrial Subdivisions) | $336.00 | $338.00; and, |

(b) That the Commissioner of Public Works and Traffic be authorized and directed to amend the Local Improvement By-law.

9. **Delawana Drive and Jerome Crescent – School Crossing Guard Request**

(a) That a School Crossing Guard be assigned to the intersection of Delawana Drive and Jerome Crescent during the morning, lunch and evening school crossing periods up until approval of the 1999 Departmental Budget; and,

(b) That said assignment be subject to the approval of an expansion package of approximately $6,000 plus administrative costs, which will be presented during the 1999 Current Budget Deliberations.

10. **Sale of City Property – Part 2, Plan 62R-14775, Harbottle Court**

(a) That an Offer to Purchase, executed by Raymond Cedric Richardson and Christine Phyllis Richardson on January 18, 1999, scheduled to close on March 17, 1999, for Part 2 on Plan 62R-14775, said vacant lands having a frontage along the southerly limit of Harbottle Court of 18.3 m (60.04 feet) more or less, and a depth of 2.285 m (9.35 feet) more or less, comprising a total area of 52 square metres (559.74 square feet) more or less, in the amount of $14,923.91, be accepted, and the funds derived from this sale credited to Account Centre CH00102 (Reserve for Property Purchases); and,

(b) That the required deposit cheque in the amount of $1,500 be held by the General Manager, Finance pending Council approval; and,

(c) That the Municipal Clerk be authorized and directed to execute and issue a Certificate of Compliance in the form prescribed pursuant to Section 193 of the Municipal Act incorporating the following:

(i) satisfactory notice has been given to the public of the intended sale; and,

(ii) appraisal of fair market value of the real property intended to be sold was obtained on February 1, 1999.

11. **Napier Street, between Pearl and Ray Streets – Parking Regulations**

(a) That the existing "No Parking" regulation on the south side of Napier Street, from Pearl Street South to a point 191 feet easterly therefrom, be replaced with a "Three-Hour Parking Time Limit, 24 hours a day, 7 days a week" regulation on the south side of Napier Street, between Pearl Street South and Ray Street South, and that the City Traffic By-law 89-72 be amended accordingly; and,

(b) That the above regulation be implemented on a six-month trial basis.

12. **Section 29 of the First Report of the Transport and Environment Committee**

That Appendix "B" of Section 29 of the First Report of the Transport and Environment Committee, approved by Council on January 26, 1999, respecting 1999 Proposed Road and Sidewalk Capital Improvement Program, be deleted and replaced with Pages 1 to 3 attached as Appendix "A" to this report.

13. **Bills**

That the following Bills be adopted, signed, sealed and enrolled as By-laws:

(a) A-7 A By-law to Amend Traffic By-law No. 89-72 to Regulate Traffic

(b) A-8 A By-law to Amend Traffic By-law No. 89-72 to Regulate Traffic

**Respectfully Submitted,**

**ALDERMAN C. COLLINS, CHAIRMAN**
**TRANSPORT AND ENVIRONMENT COMMITTEE**

**Carolyn Biggs**
**Acting Secretary**
**February 1st, 1999**

Schedule 'A'

# CITY OF HAMILTON
# 1999 ROAD AND SIDEWALK IMPROVEMENT PROGRAMME

## A. Roads and Abutting Sidewalks

| STREET | FROM | TO | COMMENTS | ESTIMATE |
|---|---|---|---|---|
| Adeline Avenue | Main | Britannia | -road reconstruction-sidewalk reconstruction-both sides -in conjunction with Regional sewer work | $494,000 |
| Beechwood Avenue | Sherman | Lottridge | -road reconstruction-sidewalk reconstruction-both sides-in conjunction with Regional sewer and watermain work | $411,000 |
| Delevan Crescent | Seven Oaks | Seven Oaks | -road reconstruction-sidewalk reconstruction-both sides -in conjunction with Regional watermain work | $226,000 |
| Duncombe Avenue | Seven Oaks | Holt | -road reconstruction-sidewalk reconstruction-both sides -in conjunction with Regional sewer and watermain work | $336,000 |
| *Dundurn Street | Aberdeen | South end | -road reconstruction-sidewalk reconstruction-both sides -in conjunction with Regional sewer and watermain work | $682,000 |
| *East 44th Street | Fennell | Mohawk | -road reconstruction-sidewalk reconstruction-both sides -in conjunction with Regional sewer and watermain work | $867,000 |
| Edith Avenue | Broker | Nova | -road reconstruction-sidewalk reconstruction-both sides -in conjunction with Regional sewer and watermain work | $478,000 |
| Elcho Street | Wycliffe | Inverness | -road reconstruction-sidewalk reconstruction-both sides -in conjunction with Regional sewer and watermain work | $ 88,000 |
| Ferndale Avenue | Dunkirk | Dundonald | -road reconstruction-sidewalk reconstruction-both sides | $320,000 |



February 9, 1999
Appendix "A" as referred to in Section 12 of the SECOND Report of the Transport and Environment Committee for 1999

A. **Roads and Abutting Sidewalks - continued**

| STREET | FROM | TO | COMMENTS | ESTIMATE |
|---|---|---|---|---|
| Knyvet Avenue | Highcliffe | Inverness | -road reconstruction-sidewalk reconstruction -both sides-in conjunction with Regional sewer and watermain work | $253,000 |
| | | **TOTAL A** | | **$4,155,000** |

B. **Sidewalks Only**

| STREET | FROM | TO | COMMENTS | ESTIMATE |
|---|---|---|---|---|
| Concession Street | Upper Sherman | Upper Gage | -sidewalk reconstruction-both sides –in conjunction with Regional sewer and watermain work | $168,000 |
| Upper Wellington Street | Concession | Brucedale | -sidewalk reconstruction | $255,000 |
| Armstrong Avenue | Glengrove | Hayes | -sidewalk reconstruction | $119,000 |
| Fennell Avenue | West 5th | Garth | -sidewalk reconstruction | $161,000 |
| Hayes Avenue | Bingham | Armstrong | -sidewalk reconstruction | $ 49,000 |
| London Street | King | Lawrence | -sidewalk reconstruction | $ 61,000 |
| | | **TOTAL B** | | **$813,000** |

C. **Miscellaneous**

| DESCRIPTION | ESTIMATE |
|---|---|
| Catch basin and drain connections in conjunction with Regional sewer projects | $ 10,000 |
| Pavement Management System - annual update | $ 40,000 |
| Streetlighting - various locations | $ 300,000 |
| *Hot-in-place asphalt recycling - various locations | $1,374,000 |
| Tree planting in conjunction with reconstruction projects | $ 68,000 |
| **TOTAL C** | **$1,792,000** |
| **GRAND TOTAL** | **$6,760,000** |

D. **Supplementary List - Streets may be done in the order listed if residual funds are available**

| STREET | FROM | TO | COMMENTS | ESTIMATE |
|---|---|---|---|---|
| West 1st Street | Fennell | Richwill | -road reconstruction-sidewalk reconstruction -both sides-in conjunction with Regional sewer and watermain work | $673,000 |
| Stewartdale | Greenhill | Montrose | -road reconstruction-sidewalk reconstruction-both sides -in conjunction with Regional watermain work | $467,000 |
| Gledhill Crescent | Galt | Brigadoon | -sidewalk reconstruction-both sides | $153,000 |
| Hester Street | Upper James | Upper Wellington | -road reconstruction-sidewalk reconstruction-both sides -in conjunction with Regional watermain work | $569,000 |
| East 33rd Street | Fennell | Brucedale | -road reconstruction-sidewalk reconstruction-both sides | $176,000 |
| | | **TOTAL D** | | **$2,038,000** |

* Projects proposed to be tendered early in 1999 totalling $3,000,000

99 01 21

# PARKS & RECREATION

# COMMITTEE

**February 9, 1999**

## REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Parks and Recreation Committee presents is **SECOND** Report for 1999 and respectfully recommends:

1. **EGGstravaganza Event, Pier 4 Park and Leander Boat Club, March 28, 1999**

That approval as required by Parks By-law No. 95-126, as amended, Section 35 – to bring horses in a park and Section 37 – to bring animals into a park, and to hold carnival rides be given to the Director of Culture and Recreation to host the EGGstravaganza Event, March 28, 1999, in Pier 4 Park and Leander Boat Club subject to the Terms and Conditions of the Special Events Guidelines.

2. **1999 Special Events with Alcohol, Non-Alcohol, Animals and Parking Vehicles in a Park**

(a) That approval as required by Parks By-law No. 95-126, Section 11, to sell alcoholic beverages; Section 29, to park vehicles in a park; Section 35, to bring horses in a park and Section 37 to bring animals into a park, be given to the following organizations:

(i) Hamilton Folk Arts Heritage Council, It's Your Festival – Gage Park, July 1 to July 4, 1999, 12:00 o'clock noon to 11:00 o'clock p.m.; and,

(ii) The Corporation of the City of Hamilton – Hamilton Children's Museum 21st Birthday Party, Gage Park, July 17, 1999; and,

(b) That approval as required by Parks By-law No. 95-126 as amended, Section 11, be given to the following organizations to allow the sale of alcohol in a park:

(i) Portuguese Association of St. Michael Festival – Dundurn Park Pavilion, June 4, June 5 and June 6, 1999, 12:00 o'clock noon to 11:00 o'clock p.m.; and,

(ii) Police Chiefs Conference – Commonwealth Square, August 22 and August 25, 1999; and,

(c) That approval as required by Parks By-law No. 95-126, Section 29 – park vehicles in a park, Section 35 – to bring horses in a park and Section 37 – to bring animals into a park, be given to Hamilton Wentworth Creative Arts Inc. on the occasion of the Earthsong Festival in Kay Drage Park, July 1 to July 4, 1999 and Festival of Friends in Gage Park, August 6 to August 8, 1999 from 12:00 o'clock noon to 11:00 o'clock p.m.; and,

(d) That the approvals given in sub-sections (a), (b) and (c) be subject to the Standard Terms and Conditions of the Special Events Guidelines.

3. **Bay Area Restoration Council (BARC) City Representation**

That Mr. Erik Hess, Superintendent of Development, Parks Division, be the designated City Representative on the Bay Area Restoration Council, (BARC).

4. **Request for Permission to make application to the Ontario Trillium Foundation for funding for the Hamilton Harbour Waterfront Trail**

That the Commissioner of Public Works and Traffic be authorized to apply to the Ontario Trillium Foundation for a grant for an amount of up to $75,000 per year for up to five years for the Hamilton Harbour Waterfront Trail.

5. **Acquisition from the Royal Botanical Gardens and the Town of Dundas, of shoreline between Cootes Paradise and Hamilton Harbour for the following:**

- **Waterfront Trail Project**

- **Fish and Wildlife Habitat Project**

To acquire lands along Cootes Paradise shoreline and the Desjardins Canal between Cootes Paradise and Hamilton Harbour - for the City's waterfront trail, in conjunction with the Trail also intended along the City's harbour shoreline property in front of CNR's Stuart Street Rail Yard, it is recommended:

(a) That the City acquire for $1 from The Corporation of the Town of Dundas, that portion of the Desjardins Canal between Cootes Paradise and Hamilton Harbour, said portion outlined generally as part one on the map attached hereto as Appendix "A"; and,

(b) That the City acquire for $1 from Royal Botanical Gardens ("RBG") a parcel of vacant land (about. .223 acres) in front of the Cootes Paradise entrance to Desjardins Canal, said land illustrated generally as Part 4 on the said map; and,

(c) That the City acquire for $1 from RBG two acres of Cootes Paradise shoreline, extending from Desjardins Canal southerly for a distance of 773. feet, (Parts 20, 21, 22, 27, 28 and 29 on Plan 62R-13378).

This two-acre shoreline parcel shall be subject to:

(i) an existing Union Gas pipeline easement in Part 21 and in portions of Parts 27 and 29, Plan 62R-13378); and,

(ii) an easement being retained (in Parts 20, 21 and 22, Plan 62R-13378) by the RBG for RBG's existing right of way access to service the Carp Fishway; and,

(d) That where required as a condition of permission for the City's Trail upon the Canal to pass below CP Rail's bridge, the Region's York Boulevard bridge and MTO's Highway 403, indemnification agreements be authorized; and,

(e) That the Mayor and Municipal Clerk be authorized to execute the said agreements in a form satisfactory to the City/Regional Solicitor.

**Respectfully Submitted,**

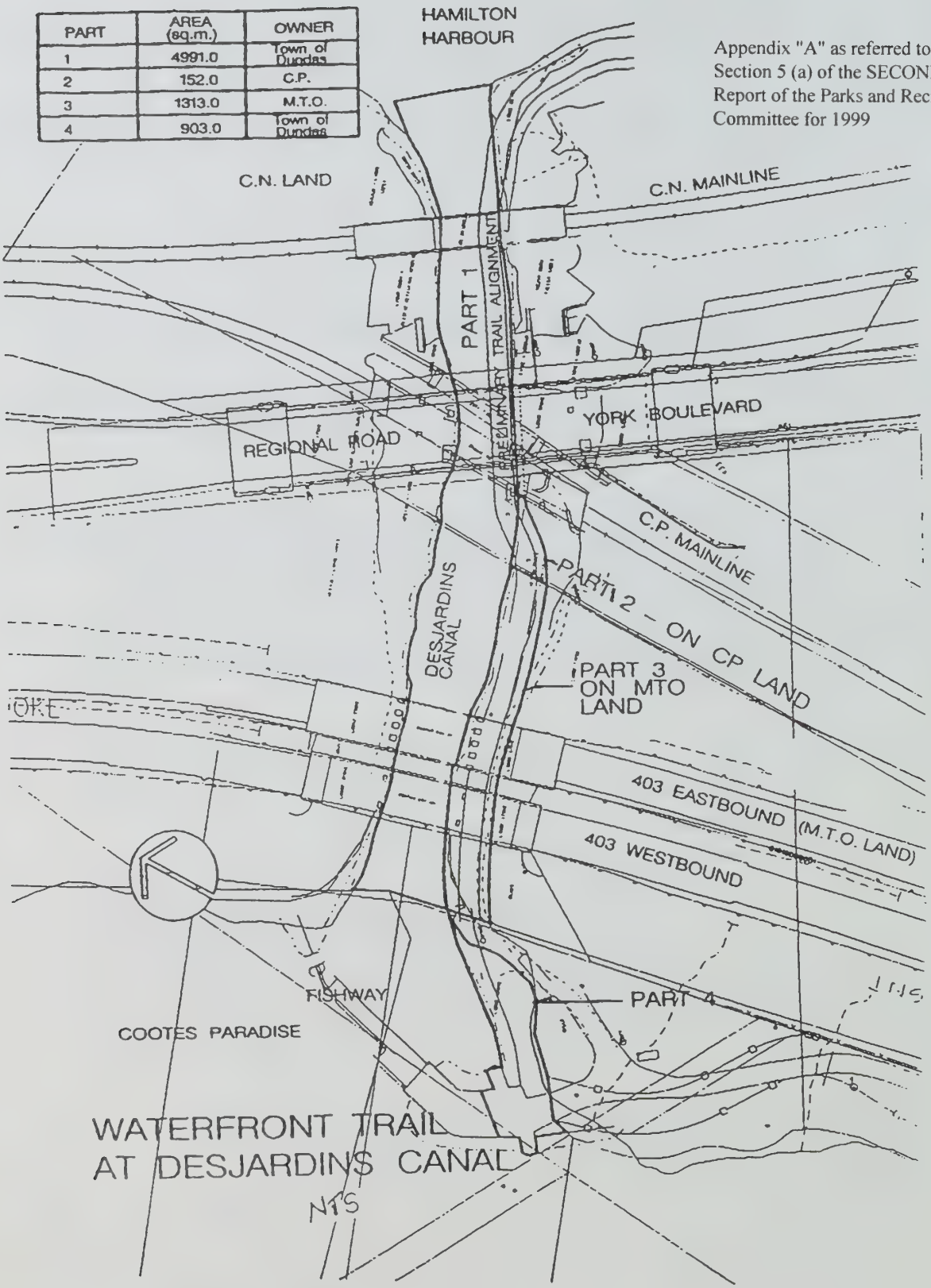
**ALDERMAN B. MORELLI, CHAIRMAN**
**PARKS AND RECREATION COMMITTEE**

**T. Agnello**
**Secretary**

**February 1st, 1999**

| PART | AREA (sq.m.) | OWNER |
|---|---|---|
| 1 | 4991.0 | Town of Dundas |
| 2 | 152.0 | C.P. |
| 3 | 1313.0 | M.T.O. |
| 4 | 903.0 | Town of Dundas |

Appendix "A" as referred to in Section 5 (a) of the SECOND Report of the Parks and Recreation Committee for 1999



# PLANNING & DEVELOPMENT COMMITTEE

# REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **THIRD** Report for 1999 and respectfully recommends:

1. **Zoning Application 98-42 and Subdivision Application 98-06, by Harp Homes Building, Corp. prospective owners, for a change in zoning from "AA" District to "C" District for lands located at the rear of 1501 Upper Sherman Avenue.**

A. (a) That approval be given to Subdivision Application 98-06, (Regional File No. 25T-98014), Harp Homes Building Corporation. (M. Mazza), prospective owner to establish a draft plan of subdivision "Eagleview Estates, Phase 3", on lands located east of Upper Sherman Avenue, west of Eleanor Avenue and south of Dalia Avenue/Dulgaren Street, and located at the rear of 1501 Upper Sherman Avenue in the Eleanor Neighbourhood, as shown on the attached map marked as Appendix "A", subject to the following conditions:

(i) That this approval apply to the plan, prepared by A.J. Clarke and Associates Ltd., and certified by B.J. Clarke, O.L.S., dated November 20, 1998, showing 8 lots for single detached dwellings, 5 blocks to be developed in conjunction with the abutting lands for single detached dwellings, 1 block being a 0.30 m reserve, and 3 streets identified as the extensions of Eaglewood Drive, Dulgaren Street and Street "A", attached as Appendix "B"; and,

(ii) That the streets be named from the list of reserved street names for the City of Hamilton to the satisfaction of the City of Hamilton and the Region of Hamilton-Wentworth; and,

(iii) That the owner prepare and submit to the satisfaction of the Director of Planning and Development a municipal street numbering plan; and,

(iv) That the owner shall erect a sign in accordance with Section XI of the Subdivision Agreement prior to the issuance of a final release by the City of Hamilton; and,

(v) That the final plan conform with the Zoning By-law approved under the Planning Act; and,

(vi) That the owner provide the City of Hamilton with a certified list showing the net lot area and width of each lot and block and the gross area of the subdivision in the final plan; and,

(vii) That the Owner make a cash payment in lieu of the conveyance of 5% of the land included in the plan to the City of Hamilton as provided for under Section 51 of the Planning Act; and,

(viii) That Lots 1 to 5 inclusive not be developed until such time as Street "A", abutting these lands is established and constructed to the satisfaction of the Manager, Development Engineering Section, Regional Environment Department; and,

(ix) That any dead-end and unopened sides of road allowances are terminated in 0.30 metre reserves; and,

(x) That Eaglewood Drive and Dulgaren Street be terminated with temporary asphalt turnarounds within the proposed 20 metre road allowances if Street "A" is not established to its full width with the development of any portion of these lands and that lots not be allowed to develop adjacent to the temporary asphalt turnarounds until such time as the permanent road has been established fronting onto these lots; and,

(xi) That the Owner agree in writing that Blocks 9 – 13, inclusive, are to be developed in conjunction with the abutting lands; and,

(xii) That the Owner enter into a subdivision agreement with the City of Hamilton prior to the development of any portion of the subject lands; and,

(xiii) That the Owner agree in writing to satisfy all requirements, financial and otherwise of the City of Hamilton, prior to development of any portion of these lands; and,

(b) That the Subdivision Agreement be entered into by the Corporation of the City of Hamilton and the owner to provide for compliance with the conditions of approval established by the Regional Municipality of Hamilton-Wentworth with respect to this application (SA-98-06/25T-98014), "Eagleview Estates, Phase 3", proposed draft plan of subdivision and that the City execute the agreement when the said conditions have been met and the City's share of the cost of installing municipal services has been

approved by City Council; and,

(c) That the Municipal Clerk be directed to advise the Director, Development Division, Regional Environment Department of Council's decision; and,

B. That approval be given to Zoning Application ZAC-98-42, Harp Homes Building Corporation, prospective owner, for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, to permit the use of the subject lands for single family dwellings, for lands located east of Upper Sherman Avenue, west of Eleanor Avenue and south of Dalia Avenue/Dulgaren Street, and located at the rear of 1501 Upper Sherman Avenue in the Eleanor Neighbourhood, as shown on the attached map marked as Appendix "A", on the following basis:

(a) That the subject lands be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District; and,

(b) That the Director of Planning and Development be authorized to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Maps E-38C and E-38D for presentation to City Council; and,

(c) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning.

2. **Zoning Application 97-41, by Anne E. Schoeman, owner, for a modification to the "D" District for property located at 233 – 235 Locke Street North.**

That approval be given to Zoning Application 97-41, Anne E. Schoeman, owner, requesting a modification to the established "D" (Urban Protected Residential – One and Two Family Dwellings, etc.) District, for property located at 233-235 Locke Street North, shown on the attached map marked as Appendix "C", on the following basis:

(a) That the amending By-law apply the holding provisions of Section 36(1) of the Planning Act, R.S.O., 1990, to the subject lands by introducing the holding symbol 'H' as a suffix to the proposed Zoning District. The holding provision will prohibit the development of the subject lands until the applicant has applied for and received Site Plan Control Approval for the required parking layout, grading, and landscaping.

City Council may remove the 'H' symbol, and thereby give effect to the "D" Modified District provisions as stipulated in this By-law by enactment of an amending By-law once the condition is fulfilled; and,

(b) That the "D" (Urban Protected Residential – One and Two Family Dwellings) District regulations as contained in Section 10 of Zoning By-law No. 6593,

applicable to the subject lands, be modified to include the following variances as special requirements:

(i) That notwithstanding Section 10(1) of Zoning By-law No. 6593, the existing building may be used as a multiple dwelling containing not more than four (4) Class "A" dwelling units, subject to the Residential Conversion Requirements of Section 19; and,

(ii) That notwithstanding Section 19 and Section 18A of Zoning By-law No. 6593, a minimum of four (4) parking spaces shall be provided and maintained; and,

(iii) Section 18A.(9) shall not apply; and,

(iv) Notwithstanding Section 10(3)(iii) of Zoning By-law 6593, a minimum rear yard depth of .20 m (.67 ft.) shall be provided and maintained for the existing attached concrete block building; and,

(c) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1423, and that the subject lands on Zoning District Map W-11 be notated S-1423; and,

(d) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map W-11 for presentation to City Council; and,

(e) That the proposed changes in zoning are in conformity with the Official Plan for the Hamilton Planning Area.

3. **Zoning application 98-22, for property located at 1394 Upper Gage Avenue**

That Zoning Application ZAC-98-22, Cantrico Investments Inc., owner, for a further modification to the "H" (Community Shopping and Commercial, etc.) District regulations to permit the temporary use of the lands for a third party/billboard sign for a period of 3 years, under Section 39 of the Planning Act, for property located at 1394 Upper Gage Avenue, as shown on the attached map marked as Appendix "D", be denied for the following reason:

That a third party/billboard sign is incompatible with, and will have negative impacts (visual intrusion) on the adjacent residential uses.

4. **Zoning application 98-22, for property located at 1394 Upper Gage Avenue**

(a) That approval be granted to application CDM-CONV-98-014 (Regional File 25CDM-98020) submitted by Four M & C Holdings Ltd., owner, for a draft plan of

condominium for property located at No. 2 Cherry Hill Avenue – 89-101 Mount Albion Road, as shown on the attached Plan marked as Appendix "E", to provide for a condominium comprised of 8 individual townhouse condominium units, subject to the following conditions:

(i) That this approval applies to the attached draft plan dated September 29, 1998 (Appendix "E") prepared by A.T. McLaren Limited; and,

(ii) That the owner enter into a Condominium Approval Agreement with the City incorporating these conditions of approval, including financial and other requirements of the City concerning roads, sidewalks, street lights and drainage, as the case may be, in a form satisfactory to the City/Region Law Department; and,

(iii) That prior to approval of the final plan:

(1) property taxes shall be in good standing, plan of condominium shall conform with General Zoning By-law No. 6593 and the Official Plan, and,

(2) any variances or rezoning required in respect of the draft plan of condominium shall have been approved by the Committee of Adjustment or Council, as the case may be, in order that the draft plan of condominium is in compliance with General Zoning By-law 6593. and,

(b) That the Municipal Clerk be directed to advise the Director of Development of the Community Planning & Development Division of Council's decision.

5. **Demolition – 184 Lottridge Street**

That the Building Commissioner be authorized to issue a demolition permit for 184 Lottridge Street in accordance with By-Law 74-290 pursuant to Section 33 of The Planning Act, as amended.

6. **"Eaglewood Estates – Phase 2", Hamilton (Cash Payment in Lieu of 5% Parkland Dedication)**

That the City of Hamilton now accept the sum of $10,000 as a cash payment in lieu of the 5% land dedication in connection with "Eaglewood Estates – Phase 2", Hamilton being the cash payment required under Section 51.1 of the Planning Act.

7. **Bills**

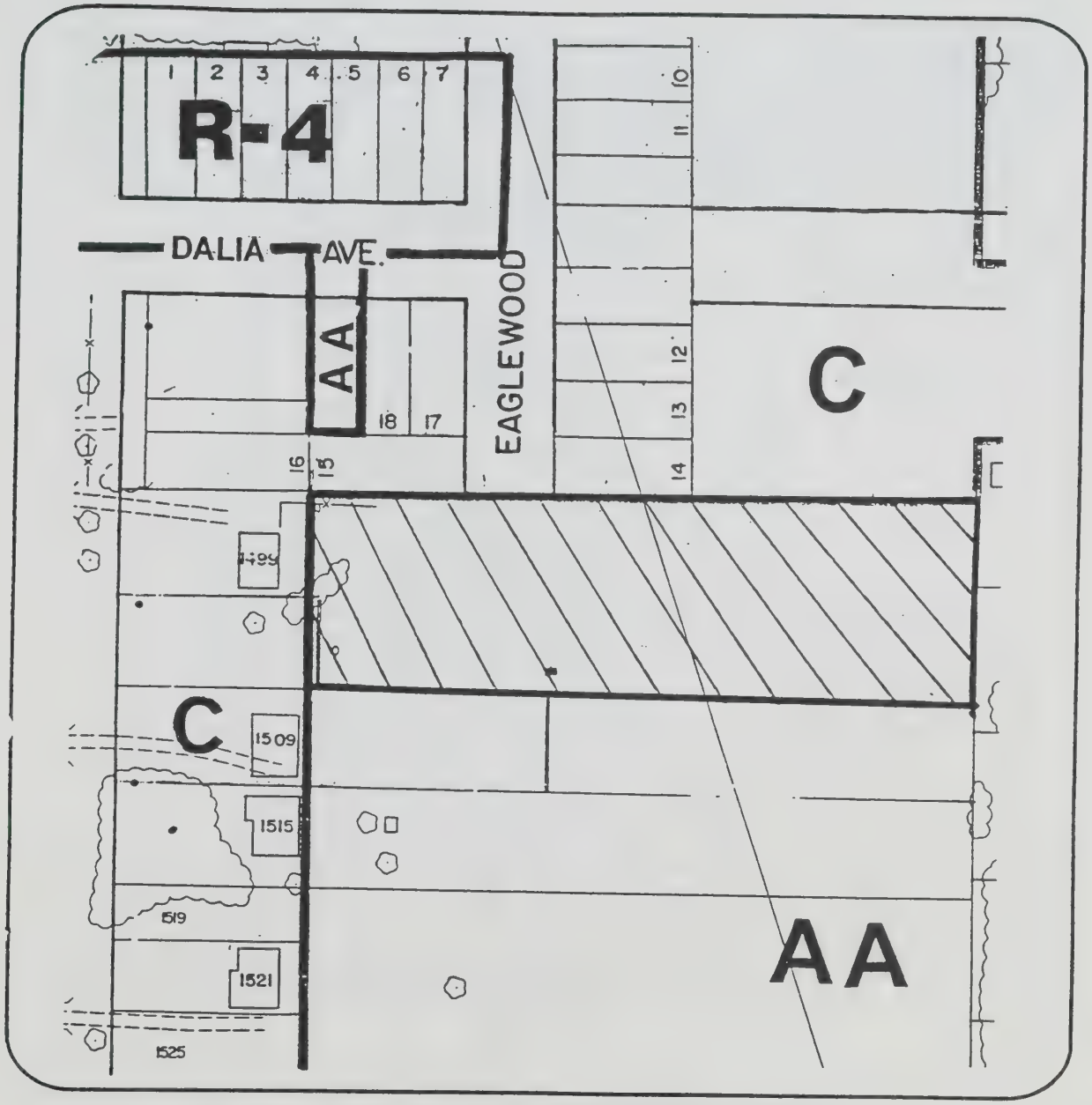
That the following Bill be adopted, signed, sealed and enrolled as a By-law:

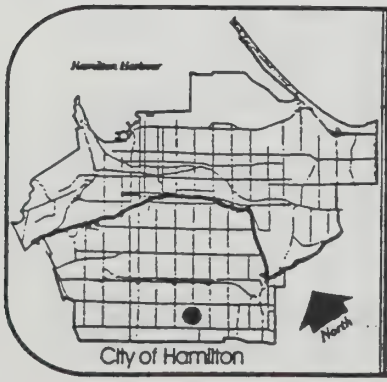
(a) C-007 A By-law to Amend By-law No. 87-308 as Amended by By-laws No. 92-079, 98-118 and 98-149 Respecting Members of the Board of Management of the Barton Village Business Improvement Area.

**Respectfully submitted,**

**ALDERMAN F. D'AMICO**
**PLANNING AND DEVELOPMENT**
**COMMITTEE**

**Tina Agnello, Secretary**
**February 3, 1999**




PLANNING AND DEVELOPMENT DEPARTMENT

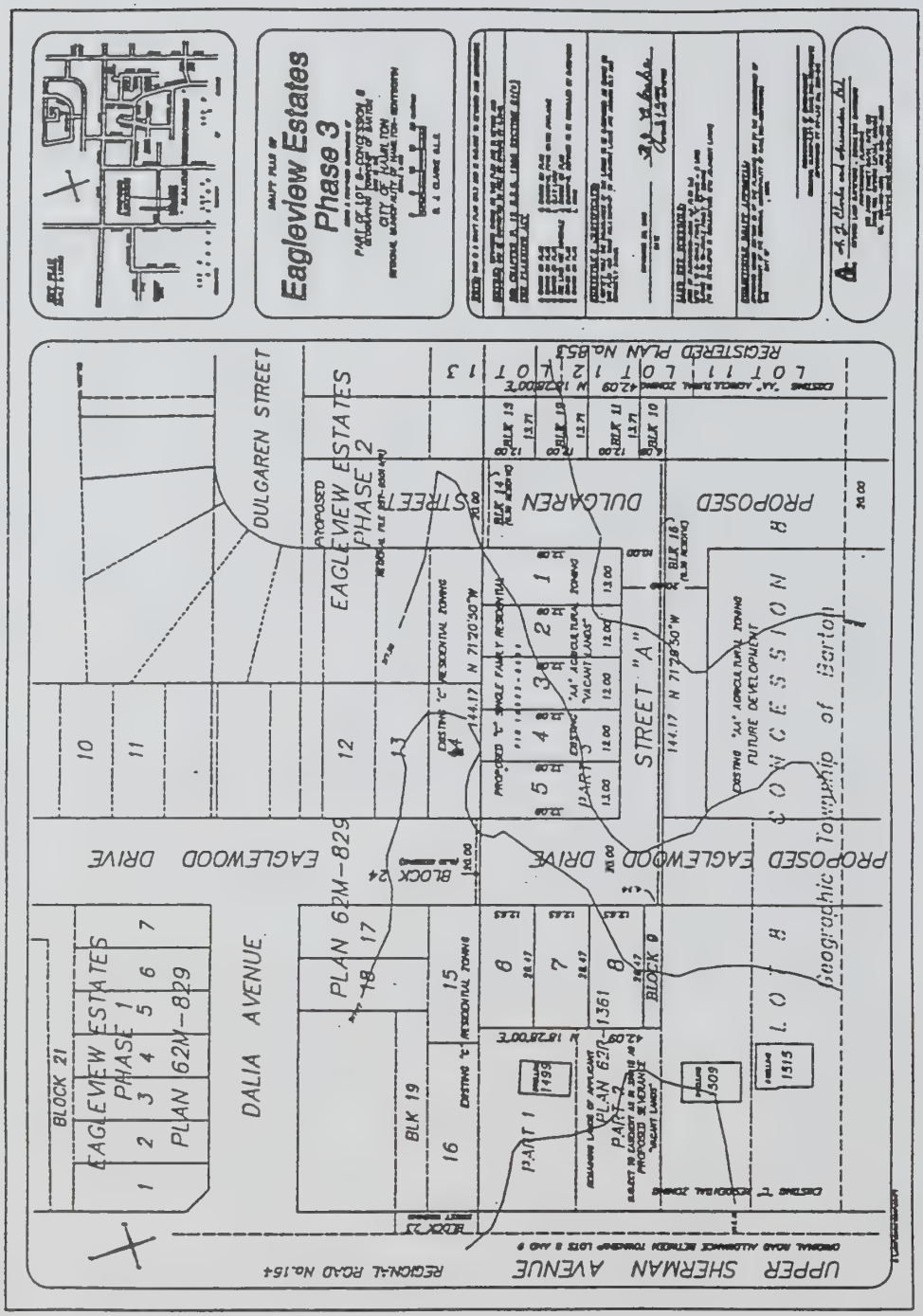
Location Map

Legend

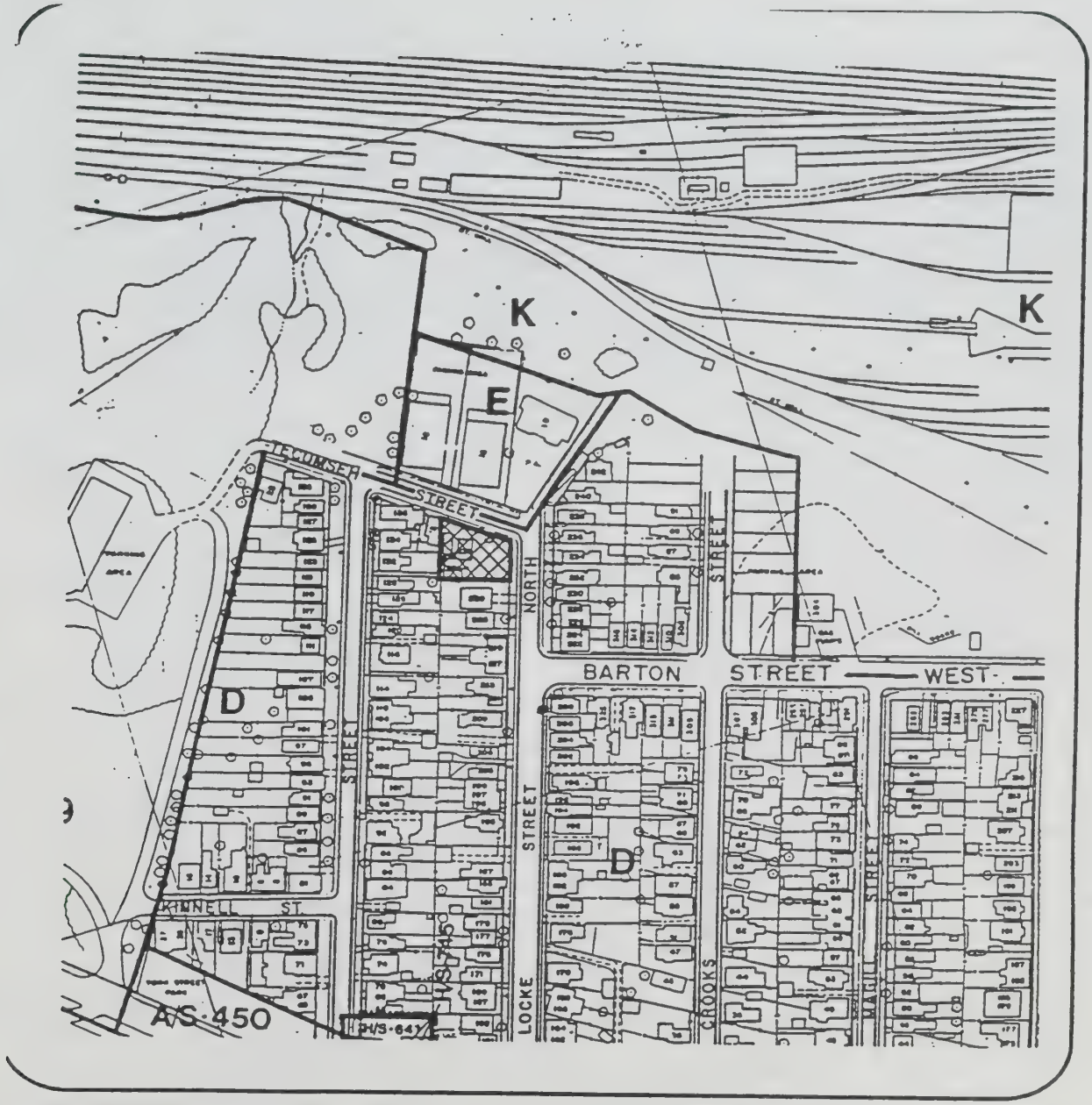
Site of application

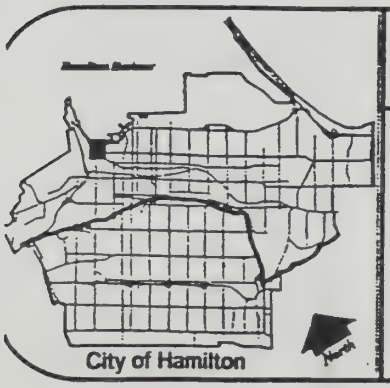
| |
|---|
| Reference file: ZAC-98-42 SAR-98-06 |
| Scale: Not to Scale |
| Date: DEC. 98 |
| Technician: K.E. |
| APPENDIX |

Appendix "B" referred to in Section 1A(a)(i) of the **THIRD** Report of the Planning and Development Committee for 1999




251-98014




PLANNING AND DEVELOPMENT DEPARTMENT

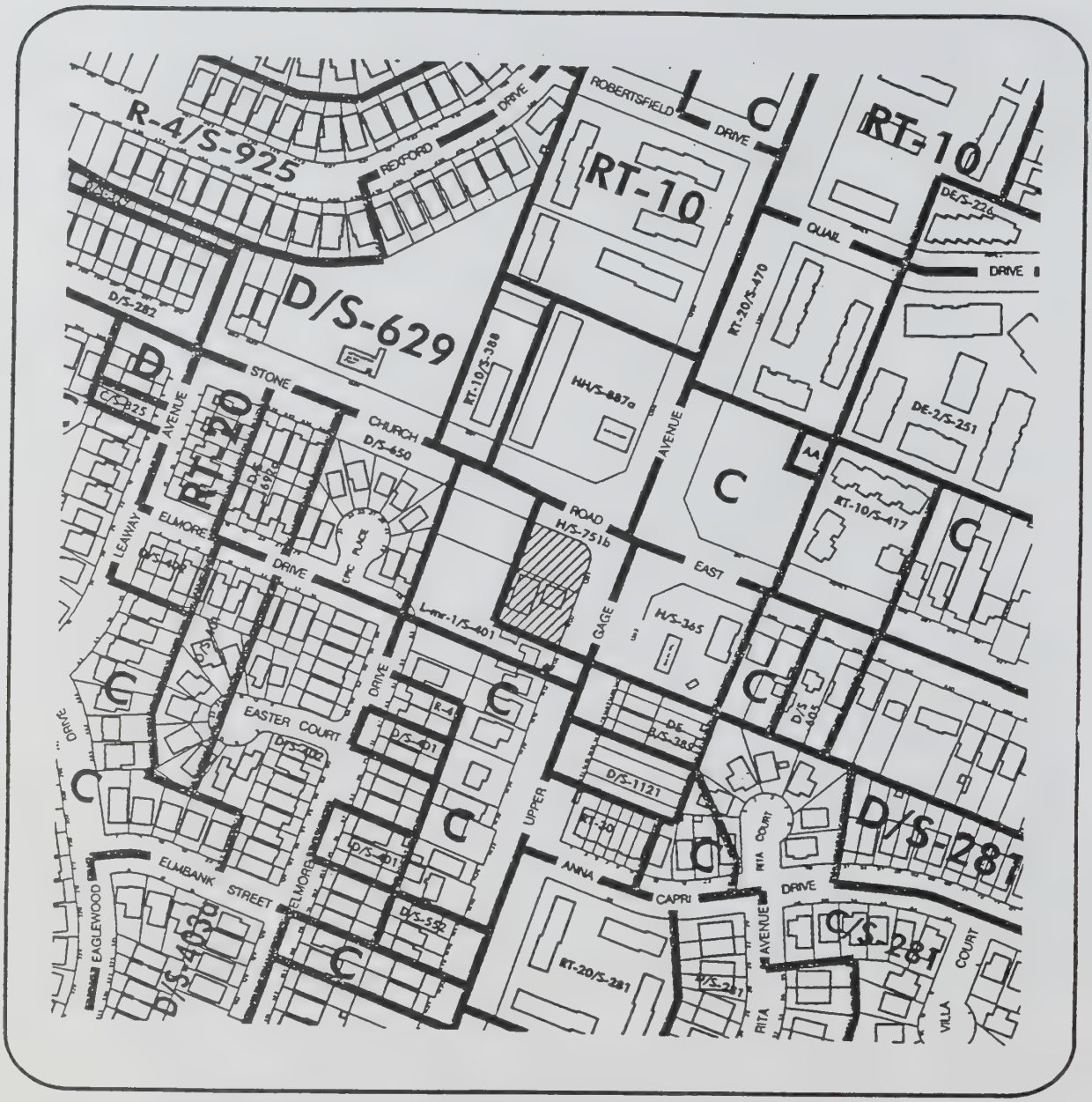
## Location Map

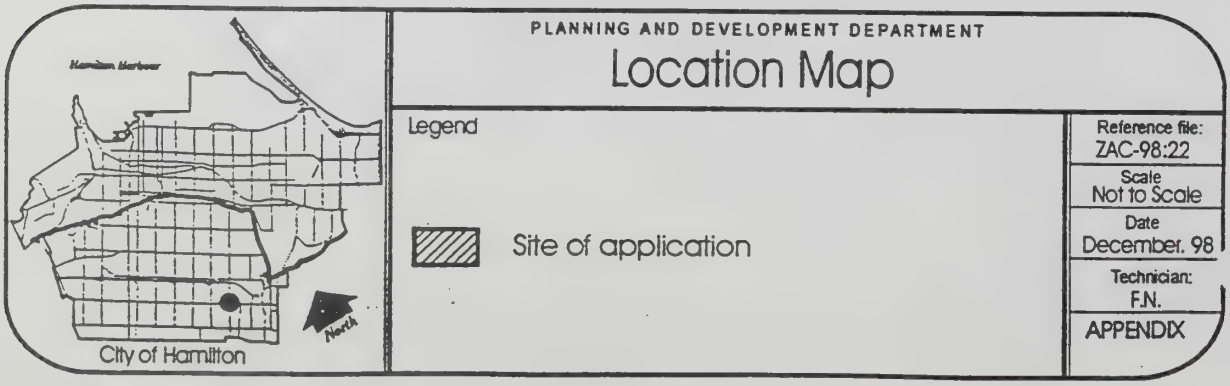
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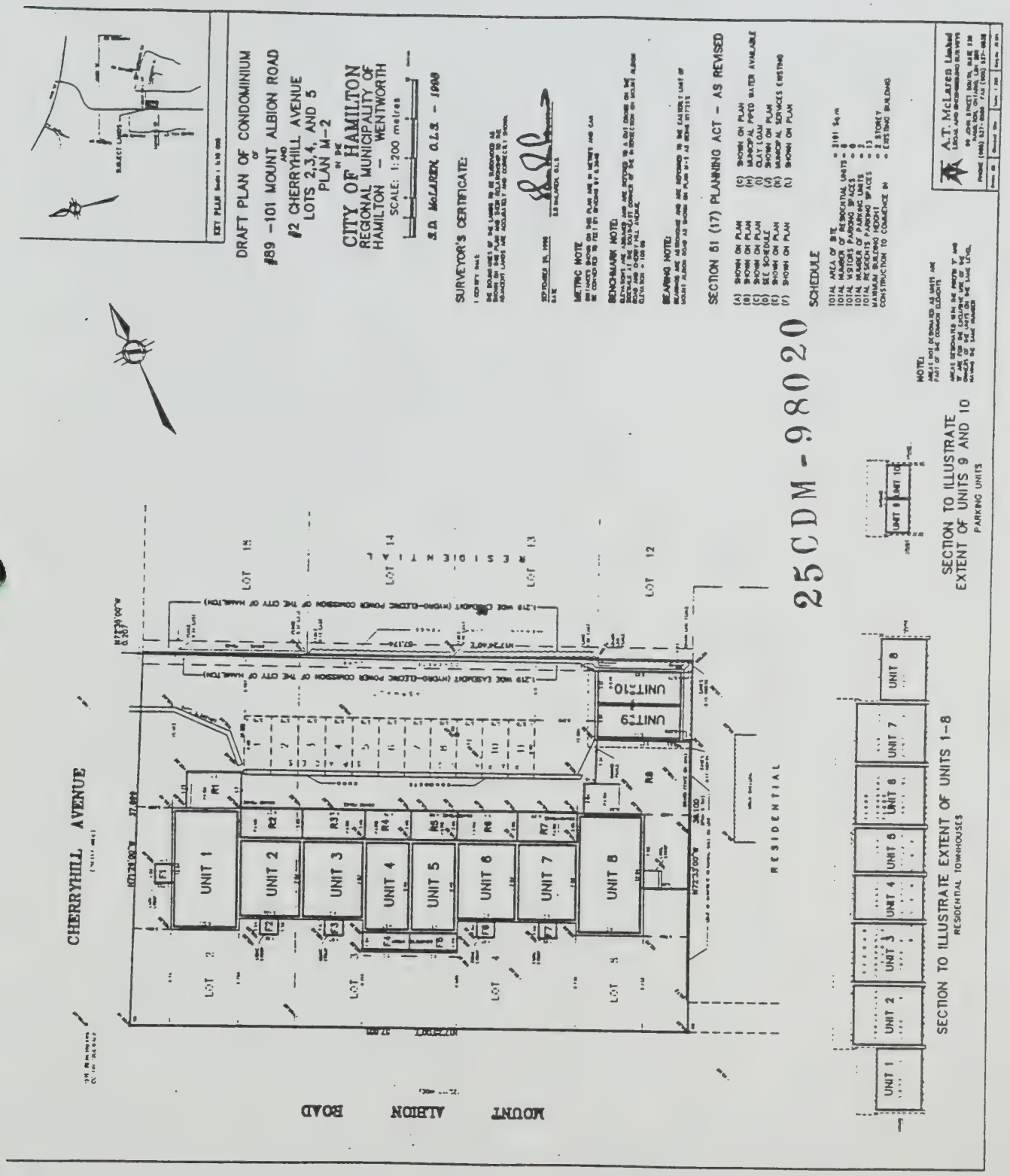
Site of Application

| | |
|---|---|
| Reference file: | ZAC-97-41 |
| Scale | Not to Scale |
| Date | January,1999 |
| Technician: | FAB |

Appendix "D" referred to in Section 3 of the **THIRD** Report of the Planning and Development Committee for 1999




DRAFT PLAN OF CONDOMINIUM
OF
#89 -101 MOUNT ALBION ROAD
AND
#2 CHERRYHILL AVENUE
LOTS 2,3,4, AND 5
PLAN M-2
IN THE
CITY OF HAMILTON
REGIONAL MUNICIPALITY OF
HAMILTON - WENTWORTH
SCALE: 1:200 metres
J.D. McLAREN O.L.S. - 1998
SURVEYOR'S CERTIFICATE:
METRIC NOTE
BENCHMARK NOTE
BEARING NOTE:
SECTION 51 (17) PLANNING ACT - AS REVISED
SCHEDULE
A.T. McLaren Limited
25CDM-98020
CHERRYHILL AVENUE
MOUNT ALBION ROAD
RESIDENTIAL
UNIT 1
UNIT 2
UNIT 3
UNIT 4
UNIT 5
UNIT 6
UNIT 7
UNIT 8
UNIT 9
UNIT 10
LOT 12
LOT 13
LOT 14
LOT 15
SECTION TO ILLUSTRATE EXTENT OF UNITS 9 AND 10
PARKING UNITS
SECTION TO ILLUSTRATE EXTENT OF UNITS 1-8
RESIDENTIAL TOWNHOUSES

# FINANCE & ADMINISTRATION

# COMMITTEE

February 9, 1999

# REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **THIRD** Report for 1999 and respectfully recommends:

**1. Authorization to enter into extension agreements on specific properties for the payment of realty tax arrears**

(a) That the City be authorized to enter into Extension Agreements, if required, in a form satisfactory to the Corporate Counsel and the General Manager, Finance pursuant to Section 8 of the Municipal Tax Sales Act, with the owners of property at:

(i) 121 June Street
(ii) 196 Sherman Avenue South

to extend the time open for payment of realty tax arrears in accordance with the policy for extension agreements approved by City Council on June 28, 1994; and,

(b) That a by-law to authorize the said Extension Agreements be enacted by City Council; and,

(c) That the Mayor and Municipal Clerk be authorized to execute the aforesaid by-law and extension agreements.

**2. By-law to repeal By-law No. 79-300 To Authorize Payment of Expenses of Members of Council, Officers, Servants and Other Persons appointed to a Local Board or Other Body**

That a By-law to repeal By-law No. 79-300 To Authorize Payment of Expenses of Members of Council, Officers, Servants and Other Persons Appointed to a Local Board or Other Body be enacted.

**3. Delegation of Authority to Staff for Routine Real Estate Matters**

(a) That authority to approve the acquisition, disposition or lease of designated classes of, or interests in land; authority to approve and enter into agreements with the abutting landowners and authority to release covenants and conditions be delegated as follows:

(i) Acquisitions:

That authority to approve the acquisition of land or any interest in land (except for a leasehold interest) be delegated to the City Manager, General Manager of the relevant Division or their designates within the limits set out below and subject to the following conditions:

1. That sufficient funds are available within the departmental budgets and were approved by Regional/City Council for a use conforming with the project incorporated in the budget documents presented to Council; and,

2. That written notification be given to the Alderman/Councillor in the respective Ward/Municipality in which the land acquisition project is to take place, prior to commencing negotiations; and,

3. The acquisition price shall be at or below fair market value; and,

4. Fair market value shall be determined by appraisal (in-house, outside, verbal or written); and,

5. Fair market value shall not exceed:
   (a) $60,000 for the General Manager or designate; and,
   (b) $150,000 for the City Manager or designate; and,

6. The acquisition shall be on terms and conditions and in a form satisfactory to the Director of Legal Services.

(ii) Dispositions:

That authority to approve the disposition of land or any interest in land (except for a leasehold interest) be delegated to the City Manager, General Manager of the relevant Division or their designates within the limits set out below and subject to the following conditions:

(1) That the departmental circulation process continue to be used for land considered to be surplus to a department; and,

(2) Such land has been declared surplus by City or Regional Council, as appropriate, in accordance with the provisions of By-Law Nos. 95-049 or 95R-052, as may be amended; and,

(3) The disposition price shall be at or above fair market value; and,

(4) Fair market value shall be determined by appraisal (in-house, outside, verbal or written); and,

(5) Fair market value shall not exceed:
   (a) $60,000 for the General Manager or designate; and,
   (b) $150,000 for the City Manager or designate; and

(6) That written notification be given to the Alderman/Councillor in the respective Ward/Municipality in which the sale of land is to take place, prior to commencing negotiations; and,

(7) Such land is being sold to the public, public utilities, other municipalities, conservation authorities, or the crown; or

(8) Such land includes the sale of 0.3 metre (1 foot) reserves or closed or unopened portions of public highways or road allowances; and,

(9) The disposition shall be on terms and conditions and in a form satisfactory to the Director of Legal Services.

(iii) Leases:

That authority to approve the lease of land by or to the City or Region, including any renewal of existing or expired leases, be delegated to the City Manager, General Manager of the relevant Division, or their designates, within the time limits set out below and subject to the following conditions:

(1) The rent shall be at or below fair market value for leases to the City or Region and at or above fair market value for leases by the City or Region; and,

(2) Fair market value shall be determined by appraisal (in-house, outside, verbal or written); and,

(3) Fair market value shall not exceed:
   (a) $60,000 annual rental for the General Manager or designate; and,
   (b) $150,000 annual rental for the City Manager or designate;

(4) The lease shall be on terms and conditions and in a form satisfactory to the Director of Legal Services; and,

(5) The term of the lease, or any renewal, shall not exceed five (5) years; and,

(iv) Agreements with Abutting Landowners:

That authority to approve any agreements with abutting landowners, including but not limited to encroachment, landscaping, licence, and parking agreements, be delegated to the Department responsible for the land provided that:

(1) The nature of the agreement is minor, as determined and approved by all affected departments and agencies; and,

(2) The form, terms and conditions of the encroachment agreement are satisfactory to the Director of Legal Services; and,

(3) The permit, legal fees and other costs, as determined by the City/ Region and amended from time to time, are paid by the applicant.

(v) Roads/Road Widenings:

That authority to approve the extent and receipt of lands to be dedicated to the City/Region for roads or road widenings required as a condition of a Planning Act be delegated to the Senior Director, Roads Division or his designate.

(vi) Release and Discharges:

That authority to approve the preparation and registration on title of releases and discharges of expired and/or fulfilled covenants and conditions for development sales and for properties within the City and Regional Industrial Parks be delegated to the Director of Legal Services or his designate.

(b) That the Director of Legal Services be authorized to prepare by-laws, for the consideration of City and Regional Councils, amending the respective Realty Sales Procedural By-Laws, (City By-Law No. 95-049; Regional By-Law No. 95R-052) in accordance with the foregoing; and,

(c) That the Mayor and Municipal Clerk be authorized and directed to execute any document, approved by the Director of Legal Services, in connection with any transactions pursuant to Sections (i) to (vi) as noted above; and,

(d) That a quarterly report be prepared and presented to Regional/City Council outlining all real estate transactions.

**4. City Council to Petition the Federal Government respecting the proposed move of Canadian jobs with Bell Canada to the United States**

That City Council petition the Federal Government to take action with respect to the proposal of Bell Canada to move Canadian jobs to the United States.

**5. Bills**

That the following Bills be adopted, signed, sealed and enrolled as By-laws:

D-3 A By-law to repeal By-law No. 79-300 to Authorize payment of expenses of members of Council, Officers, Servants and other persons appointed to a local Board or other Body.

D-4 A By-law to authorize Extension Agreements for payment of Realty Tax Arrears

D-5 A By-law to Confirm the Proceedings of the Council of The Corporation of the City of Hamilton.

**Respectfully submitted,**

**ALDERMAN D. WILSON**
**CHAIRMAN**
**FINANCE AND ADMINISTRATION**
**COMMITTEE**

**Susan K. Reeder**
**Secretary**
**February 2nd, 1999**

# JOINT CITY/REGION

# BUDGET STEERING COMMITTEE

**February 9, 1999**

## REPORT OF THE JOINT CITY/REGION BUDGET STEERING COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Joint City/Region Budget Steering Committee presents its FIRST Report for 1999 and respectfully recommends:

### 1. Payroll Direct Deposit System

That the General Manager, Human Resources be authorized to implement a mandatory payroll direct deposit system for all Corporation employees.

### 2. Terms of Reference

(a) That a Terms of Reference for the Joint City/Region Budget Steering Committee as follows be approved:

**JOINT CITY/REGION BUDGET STEERING COMMITTEE**
**TERMS OF REFERENCE**

City Council and Regional Council at their respective meetings held on January 19th, 1999 approved the following:

(i) That a Joint City/Region Budget Steering Committee be established; and,

(ii) That the Budget Steering Committee consult with the Management Team, Chairmen of the Standing Committees, and outside Boards and Commissions to formulate recommendations on operating and capital budgets; and,

(iii) That the Budget Steering Committee report directly to City and Regional Councils; and,

(iv) That the Budget Steering Committee consist of the following:

Councillor B. Charters
Alderman D. Wilson
Alderman D. O'Sullivan
Alderman A. Horwath
Councillor A. Sloat
Councillor R. Powers
Councillor G. Etherington
Alderman B. Kelly

Ex-Officio – Chairman T. Cooke
Mayor R. M. Morrow

The Joint City/Region Budget Steering Committee, at its first meeting held on Wednesday, January 27th, 1999 appointed Councillor B. Charters as Chairman.

The Joint City/Region Budget Steering Committee approved the following Proposed Workplan:

**General:**

(i) Set budget objectives, plans and proposals including financial directives for budget process; and,

(ii) Review proposals for achievement of financial directives forwarded by Senior Management Team; and,

(iii) Consider budget criteria for priority setting, utilizing Council and other inputs; and,

(iv) Review and recommend budget process and strategies; and,

(v) Review and recommend proposed user fees; and,

(vi) Review and recommend proposed utility rates; and,

(vii) Review budget impacts of City's and Region's strategic direction, goals and plans (i.e., Vision 2020, etc.); and,

(viii) Forward budget recommendations to Councils (Committees of the Whole) for consideration in the overall budget.

**Current Budget:**

(i) Review current maintenance budgets at the program level; and,

(ii) Review program changes (i.e., reduction packages, new/enhanced programs, one-time items); and,

(iii) Review and recommend current budget policies as required (i.e., consideration of controllable vs. uncontrollable costs; tracking of restructuring savings; methodologies for cost sharing; annualizations; funding of one-time costs); and,

(iv) Review budget impact of restructuring plans forwarded by the Joint Finance and Administration Committee; and,

(v) Review budget impact of departmental business plans forwarded by Standing Committees.

**Capital Budget**

(i) Review and recommend capital budget policies as required and approve criteria for capital project priority setting; and,

(ii) That the Municipal Clerk's Office be responsible for notifying the Standing Committee Chairmen of the date of review of their budgets by the Budget Steering Committee.

(b) That the Municipal Clerk's Office be responsible for notifying the Standing Committee Chairmen of the date of review of their budgets by the Budget Steering Committee.

**Respectfully submitted,**

**ALDERMAN B. CHARTERS**
**CHAIRMAN**
**JOINT CITY/REGION BUDGET**
**STEERING COMMITTEE**

**Susan K. Reeder**
**Secretary**
**January 27th, 1999**

February 9, 1999

# REPORT OF THE JOINT CITY/REGION BUDGET STEERING COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Joint City/Region Budget Steering Committee presents its **SECOND** Report for 1999 and respectfully recommends:

## 1. Financial Targets

That the 1999 budget targets be set based on the 1998 approved budget as follows:

| | |
|---|---|
| Net Capital Financing | 0% increase from 1998 net levy |
| Police Services Board | 0% increase from 1998 net levy |
| Outside Boards & Agencies (including Grants) | 10% decrease from 1998 net levy |
| Departments/Divisions Operating Levy | 3% decrease from 1998 net levy |
| Corporate Fiscal Issues | 3% decrease from 1998 net levy |

## 2. City Capital Budget Ranking Attributes

That the Proposed City Capital Budget Ranking Attributes, as referenced in the Report of the City Manager dated February 2nd, 1999 attached herewith and marked Appendix "A", be endorsed in principle.

**Respectfully submitted,**

**ALDERMAN B. CHARTERS**
**CHAIRMAN**
**JOINT CITY/REGION BUDGET**
**STEERING COMMITTEE**

**Susan K. Reeder**
**Secretary**
**February 4th, 1999**

Appendix "A" as referred to in Section 2 of the Second Report for 1999 of the Joint City/Region Budget Steering Committee

# CITY OF HAMILTON/REGION OF HAMILTON-WENTWORTH

## - RECOMMENDATION -

**DATE:** February 2, 1999

**REPORT TO:** Chairman and Members
Joint City/Region Budget Steering Committee

**FROM:** D. A. Lychak
City Manager

**SUBJECT:** **Proposed City/Region Capital Budget Ranking Attributes (CM99004)**

**RECOMMENDATION:**

That the Joint City/Region Budget Steering Committee endorse the attributes and methodology for ranking the 1999 Joint City/Region Capital Budget in Report No. CM99004.

D. A. Lychak
City Manager

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

N/A

**SUSTAINABLE COMMUNITY IMPLICATIONS:**
(Vision 2020, adopted by Regional Council as its vision for the future of Hamilton–Wentworth, embodies the concept of a sustainable community which is an equal balance of the economy, the environment, and social/health factors in all regional decision-making.)

N/A

## BACKGROUND:

Senior Management Team for the City/Region have formulated a joint City/Region Capital Budget Review Committee made up of senior staff from almost every Division within the amalgamated municipalities.

One of the first tasks assigned to this Review Committee was to formulate a ranking system which would provide a uniform structure for evaluating and prioritizing all City/Region Capital projects.

This report outlines the results from the Review Committee, which have been reviewed and supported by Senior Management Team and are being presented to the Joint City/Region Budget Steering Committee for consideration and endorsement.

## COMMENTS:

Ranking systems are intended to provide consistent criteria for evaluating capital projects. Everyone in the organization should be playing by the same rules until the proposals go to the governing body for decision-making. Second, rating projects force all department heads to think about expenditures systematically and analytically. Finally, ranking systems provide the same base for prioritizing and reevaluating projects every year until the projects are either built or dropped.

The Joint City/Region Capital Budget Review Committee reviewed all existing ranking systems and criteria for the City of Hamilton and the Region of Hamilton-Wentworth and merged them into a single list of five ranking attributes. These five attributes are listed below with a brief description and an appropriate scale range.

CONTRACTUAL/LEGISLATED OBLIGATIONS ATTRIBUTE:

This attribute refers to contracts let during the preceding budget period(s) that extend into the upcoming budget period. For example, a roads or traffic project may be constructed in phases extending over three years. In addition, legislated or Ministry obligations are either:

(1) "Orders" from provincial Ministries to comply to some standard; these often carry heavy sanctions to ensure compliance; or,

(2) "Guidelines" that set standards but provincial Ministries subject to enforcement.

(3) "Standards" from provincial legislation/regulations regarding such matters as public health and safety in the workplace.

The scale assigned to mathematically rank this attribute ranges from projects which have an "absolute requirement to meet Ministry order this budget cycle; penalty for failure to comply is severe" to "no obligation to fulfil existing contract this budget cycle".

HEALTH & SAFETY ATTRIBUTE:

This attribute includes such things as unsafe roadways, parking lots, pedestrian walkways, trip hazards, risk management or risk avoidance issues related to building equipment or components, life safety systems (sprinkler systems, fire alarm systems, toxic gas monitoring), environmental issues such as toxic leachate from landfill sites. The Municipality and provincial Ministries have standards of health and safety below which the condition is declared unsafe for the general public and staff. Capital projects that make these conditions safe score relatively high on the scale.

"Environmental" hazards often have an indirect impact on public health and safety. They, therefore, rank lower on the scale. For example, sub-standard combined sewage overflow to the harbour is an indirect environmental threat to human health; CSO holding tanks would reduce this hazard. Some projects are proposed as a fix for a potential hazard, i.e., the hazard does not yet exist but there is an unacceptably high probability that it will become real, say within the next three years. These receive a slightly lower value than comparable existing hazards.

MUNICIPAL STRATEGIC DIRECTION/VISION 2020:

Both the City and the Region have Strategic goals and directions which are intended to improve the quality of life and the image of the City/Region. This attribute is intended to evaluate both municipal visions by balancing the environment, social/health and economic factors to help ensure the residents and visitors to the City/Region have an effective environment in which to live, work and play.

Projects are sorted according to whether they have a positive, negative or neutral effect on these factors so one can easily see how a particular project ranks.

MUNICIPAL MANDATE ATTRIBUTE:

This attribute defines essential services/assets as those mandated by the Municipal statutory jurisdiction. Non-essential services/assets are not mandated but nonetheless bring substantial benefits to the Municipal. Essential services/assets are valued higher than non-essential services/assets. Within the essential and non-essential categories, developing new projects are valued lower than maintaining, upgrading or replacing existing assets; this incorporates the cost-benefit of getting best value for existing assets before investing in new.

OPERATING BUDGET/FINANCIAL IMPACT ATTRIBUTE:

The operating budget impact is defined to have 2 components. The Calculated Scale for each project should be added together for both components and then divided by 2 for the final ranking for each project.

(1) Current budget impact, which includes:

(a) Staffing implication (FTE's)
(b) Utilities, Cleaning, minor maintenance and upkeep
(c) Major maintenance/systems replacements
(d) Management contracts
(e) Additional revenues

(2) Debt and Financing Charges:

(a) The Finance Division calculates these costs and it is based on the NET Capital Cost to the Corporation.

It is important to include any Operating (i.e., grants, subsidies) and/or Capital subsidies (i.e., special assessments, Development charges) and identify the nature of the subsidy/cost share. Projects should not be proceeded with unless final confirmation of grants/subsidies/special assessments has been received.

WEIGHTING METHODOLOGY

The five attributes were ranked on a corporate basis by the Capital Budget Review Committee in the following order:

- Contractual/Legislated Obligations
- Municipal Mandate
- Hazard Safety
- Operating Budget/Financial Impact
- Strategic Direction/Vision 2020

The Rank Order Centroid (ROC) method of Weighting was used. This statistical model allows for objective application of a weight to mathematically calculate a project's ranking.

RANKING PROCESS:

The Capital Budget projects are all to be ranked and listed in order of priority, with the highest priority project receiving the highest rating. Ideally, each departmental submission should be presented and rated in a summary and submitted to the Joint City/Region Capital Budget Review Committee. This makes the ranking process, (i.e., municipally, corporately, divisionally, departmentally and by funding source) much more efficient and more easily understandable for decision-makers.

# UNFINISHED BUSINESS

**Interim Control By-law - Correctional Services Facility**

# NOTICES OF MOTION

**MEETING OF THE COUNCIL**
**OF THE CORPORATION OF THE CITY OF HAMILTON**

**TUESDAY, FEBRUARY 9, 1999**
**7:30 O'CLOCK P.M.**
**COUNCIL CHAMBERS, CITY HALL**

# BILLS

# THE CORPORATION OF THE CITY OF HAMILTON

## BY-LAW NO. 99-

## BEING A BY-LAW TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

**WHEREAS** Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

**AND WHEREAS** Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

**AND WHEREAS** on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

**AND WHEREAS** it is necessary to amend By-law 89-72, as amended;

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 25 (Parking Time Limits)** of By-law 89-72, as amended, is hereby amended by adding thereto the following items, namely:-

| | | | | |
|---|---|---|---|---|
| "Napier | South | Pearl to Ray | 3 hr | 8:00 am - 8:00 am (24hrs) Mon - Sun |
| Redfern | North | Sanatorium to Chedmac | 1 hr | 8:00 am - 4:00 pm Mon - Fri |
| Jewel | West | Redfern to Hepburn | 1 hr | 8:00 am - 4:00 pm Mon - Fri." |

2. That **Schedule 26 (No Parking Areas)** of said By-law is hereby amended by adding thereto the following items, namely:-

| | | | |
|---|---|---|---|
| "Redfern | South | Sanatorium to Chedmac | Anytime |
| Jewel | East | Redfern to Gem | Anytime." |

3. That **Schedule 34 (Sticker Permit Parking)** of said By-law is hereby amended by adding thereto the following item, namely:-

| | | | |
|---|---|---|---|
| "Emerald | East | commencing 63 feet south of Birge to a point 17 feet southerly | Anytime" |

and by deleting therefrom the following items, namely:-

| | | | |
|---|---|---|---|
| "Napier | South | Pearl to 191 feet easterly | Anytime |
| Francis | South | from a point 115 feet west of Cheever to a point 21 feet westerly therefrom | Anytime." |

4. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

5. This By-law shall come into force and take effect upon the date of its passing and enactment.

**PASSED** this day of 1999.

MUNICIPAL CLERK

MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 99-

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

**WHEREAS** Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

**AND WHEREAS** Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

**AND WHEREAS** on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

**AND WHEREAS** it is necessary to amend By-law 89-72, as amended;

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 29 (No Stopping Areas)** of By-law 89-72, as amended, is hereby amended by adding thereto the following item, namely:-

| | | | |
|---|---|---|---|
| "Redfern | Both | Sanatorium to 100 feet westerly | Anytime." |

2. That **Schedule 35 (Wheelchair Loading Zones)** of the said By-law is hereby amended by adding thereto the following items, namely:-

| | | | | |
|---|---|---|---|---|
| "East 23rd | West | 19 feet | 162 feet north of Queensdale | Anytime |
| Kinrade | East | 30 feet | 517 feet south of Barton | 9:00 am - 5:00 pm Mon - Sun." |

and by deleting therefrom the following item, namely:-

| | | | | |
|---|---|---|---|---|
| "East 23rd | West | 19 feet | 162 feet north of Queensdale | 8:00 am - 4:00 pm Mon - Sun." |

3. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

4. This By-law shall come into force and take effect upon the date of its passing and enactment.

**PASSED** this day of 1999.

MUNICIPAL CLERK MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 99-

To Amend:

By-law No. 87-308
As Amended by By-laws No. 92-079, 98-118 and 98-149

Respecting:

**MEMBERS OF THE BOARD OF MANAGEMENT OF THE BARTON VILLAGE BUSINESS IMPROVEMENT AREA**

**WHEREAS** By-law No. 87-308, passed on the 10th day of November 1987, provided for a Board of Management of the Improvement Area designated by By-law No. 87-178, passed on the 23rd day of June 1987, known as the "Barton General Business Improvement Area", (now known as the "Barton Village Business Improvement Area"), more particularly described in By-law No. 87-178, all in accordance with subsections 217(1) and 217(6) of the Municipal Act, R.S.O. 1980, Chapter 302, (now Section 220(1) and Section 220(6) of the Municipal Act, R.S.O. 1990, Chapter M.45);

**AND WHEREAS** By-law No. 92-079, passed on the 20th day of March 1992 varied the composition of the Board of Management and provided for an editorial amendment to By-law No. 87-308;

**AND WHEREAS** By-law No. 98-118, passed on the 14th day of April 1998, varied the composition of the Board of Management;

**AND WHEREAS** By-law No. 98-149, passed on the 26th day of May 1998, varied the composition of the Board of Management;

**AND WHEREAS** it is expedient to repeal By-laws No. 98-118 and 98-149;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton in adopting Section 7 of the 1st Report of the Planning and Development Committee on the 26th day of January 1999, directed that the composition of the Board of Management be further varied, in accordance with the provisions of Section 220 of the Municipal Act, R.S.O. 1990, as hereinafter provided;

**AND WHEREAS** it is intended to further vary the composition of the Board of Management.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "A" referred to in clause 2.(a) of By-law No. 87-308, as amended, is repealed and the following substituted therefor:

Alderman B. Morelli
Alderman D. Haining
Alderman A. Horwath
Alderman R. Corsini

2. Schedule "B" referred to in clause 2.(b) of By-law No. 87-308, as amended, is repealed and the following substituted therefor:

| | |
|---|---|
| D. Boukhers | Farah's Foodmart |
| J. Hendry | Hendry's Family Shoes |
| S. Manners | Siemens Westinghouse Inc. |
| J. Hilger | Ways to Wisdom |
| J. Howard | Econ-o-wash Laundry |
| P. Nusca | Nusca Custom Tailors Ltd. |
| M. Tollis | Riviera Banquet Centre |
| N. LaSala | Nick's Auto Service |
| R. Palmese | Palmese Photodesign Group Inc. |
| K. Cody | Orthopaedic Services |

3. By-laws No. 98-118 and 98-149 are hereby repealed in their entirety.

4. In all other respects, By-law No. 87-308, as amended, is hereby confirmed, unchanged.

**PASSED** this day of A.D. 1999

MUNICIPAL CLERK MAYOR

(1999) 1 R.P.D.C. 7, January 26

Bill No. D-3

The Corporation of the City of Hamilton

BY-LAW NO. 99-

To Repeal:

By-law No. 79-300

**TO AUTHORIZE PAYMENT OF EXPENSES OF MEMBERS OF COUNCIL, OFFICERS, SERVANTS AND OTHER PERSONS APPOINTED TO A LOCAL BOARD OR OTHER BODY**

**WHEREAS** By-law No. 79-300 was enacted by Council on October 30, 1979 to authorize payment of expenses or members of Council, Officers, Servants and Other Persons Appointed to a Local Board or Other Body;

**AND WHEREAS** Council on November 24, 1998, in adopting Section 3 of the 22nd Report of the Finance and Administration Committee authorized the repeal of By-law No. 79-300;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

By-law No. 79-300 is hereby repealed in its entirety.

**PASSED** this 9th day of February, 1999.

MUNICIPAL CLERK

MAYOR

# THE CORPORATION OF THE CITY OF HAMILTON

## BY-LAW NO.99-

## TO AUTHORIZE AN EXTENSION AGREEMENT

## FOR PAYMENT OF REALTY TAX ARREARS

**WHEREAS** the Municipal Tax Sales Act, R.S.O. 1990, c.M.60, (hereinafter referred to as the "Act"), states that the Council of a municipality may, by by-law, authorize an Extension Agreement with the owner of land in arrears of realty taxes in excess of three (3) years after the registration of a Tax Arrears Certificate and before the expiry of the one year redemption period;

**AND WHEREAS** the Municipal Tax Sales Act (section 8) states that the said Extension Agreement may extend the period of time, upon the terms specified therein, within which the Cancellation Price is to be paid;

**AND WHEREAS,** pursuant to the Municipal Tax Sales Act, the Treasurer did register a Tax Arrears Certificate indicating arrears of realty taxes in excess of three (3) years on the lands described in Schedule "A" annexed hereto,

**AND WHEREAS,** the said land is recorded by The Corporation of the City of Hamilton under the specific Tax Roll Serial Nos. indicated in Schedule "A" annexed hereto.

**AND WHEREAS,** The Owners of the lands described in Schedule "A" have requested that the City exercise its discretion to pass a bylaw to authorize an Extension Agreement to extend the period of time in which the Cancellation Price may be paid.

**AND WHEREAS** the one year period within which this by-law may be enacted will therefore expire on the days described as the redemption date of Schedule "A" attached hereto.

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. (a) The time open for acceptance and the permitted payments of the Cancellation Price beyond the expiry of the said one year redemption period as set out in Schedule "A" are hereby authorized to be extended pursuant to an Extension Agreement.

   (b) The owner of the land described in Schedule "A" may, on or before the redemption date, enter into the Extension Agreement with The Corporation of the City of Hamilton, and the Mayor and Municipal Clerk are hereby authorized to execute the Extension Agreement on behalf of the City.

2. As provided in the Municipal Tax Sales Act, notwithstanding any other provision of this Extension Agreement, it is understood and agreed that while the Extension Agreement remains a subsisting agreement in good standing:

(a) that the Extension Agreement does not reduce the amount of the Cancellation Price.

(b) that the Extension Agreement does not prohibit any person from paying the Cancellation Price at any time.

(c) that any person may pay the Cancellation Price at any time.

(d) that the Extension Agreement terminates upon payment of the Cancellation Price by any person.

(e) that the Extension Agreement shall cease to be considered a subsisting Extension Agreement for purposes of section 9(2) of the Act, when and under what conditions set out in the Extension Agreement.

3. As also provided in the Municipal Tax Sales Act,

(a) while such Extension Agreement is in good standing, the period of such time shall not be counted in calculating the time within which the Cancellation Price may be paid.

(b) upon default by owner in complying with the Extension Agreement or any term thereof, the Extension Agreement shall cease and, (unless there remains time within which the Cancellation Price may be paid and is paid), the land shall be offered for sale by the Treasurer.

**PASSED this 9th day of February 1999, A.D.,**

**MUNICIPAL CLERK** **MAYOR**

**SCHEDULE "A"**
**EXTENSION AGREEMENTS**

1) PROPERTY ADDRESS — 121 JUNE ST.
SERIAL NUMBER — 07 08810 2070
REDEMPTION DATE — JANUARY 5, 2000

2) PROPERTY ADDRESS — 196 SHERMAN AVE. S.
SERIAL NUMBER — 03 02460 7950
REDEMPTION DATE — NOVEMBER 26, 1999

BY-LAW NO. 99 -

CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 9th DAY OF FEBRUARY 1999.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the Municipal Clerk, or in the absence of the Municipal Clerk, the Acting Municipal Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

**PASSED this 9th day of February 1999**

**MUNICIPAL CLERK** **MAYOR**

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URBAN
MUNICIPAL

City of Hamilton

Regional Municipality of
Hamilton-Wentworth

February 19, 1999

**Notice of Special Meeting**
**JOINT MEETING OF CITY AND REGIONAL**
**COMMITTEE OF THE WHOLE\COUNCIL**

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FEB 23 1999

GOVERNMENT DOCUMENTS

**Followed by a formal meeting of**
**Regional Council**
**Tuesday, February 23, 1999**
**5:00 o'clock p.m.**
**Council Chambers, City Hall**

J. J. Schatz, Municipal Clerk

**AGENDA:**

1. **Collection of Regional Interim Levies from the Area Municipalities. (FIN99014).**

2. **Confirmation of Remedial Capping Program for Taxation in Hamilton-Wentworth (FIN99018). (copy to follow).**

3. **Amalgamation of Work Force – Presentation (In-camera) (no copy).**

4. **Other Business.**

5. **Adjournment.**

**Dinner will be served in Room 264 at 6:00 o'clock p.m.**

**c.c.: D. Lychak, City Manager**
**General Managers**
**Department Heads**

71 Main Street West
Hamilton, Ontario
L8P 4Y5
Tel: 905/546-4263
Fax: 905/546-2340

CA4 ON HBL A05
A31
1999

URBAN
MUNICIPAL

February 19, 1999

The Urban/Municipal Collection
2nd Floor
Hamilton Public Library
+ Bill

**MEETING OF THE COUNCIL**
**OF THE CORPORATION OF THE CITY OF HAMILTON**

**Tuesday, February 23, 1999**
**7:30 o'clock p.m.**
**Council Chambers, City Hall**

**J. J. Schatz**
**Municipal Clerk**

URBAN MUNICIPAL
FEB 26 1999

## AGENDA

1. **National Anthem.**

2. **Opening Prayer.**

3. **Certificates of Recognition:**

**(a) Hamilton Arts Awards Program**

*Linda Bosela –City Wide Choir*
*Wally Faloney – Contractors Machinery and Equipment Ltd.*
*Alan Flint – Artist and Commercial Painer*
*Vivian Johnson – Yale Properties, Jackson Square Management*
*Anita Peng – The Boutique*
*Joanne McCallum and Greg Sather – McCallum Sather Architects*
*Sandy Tharme and Mark Tharme – Tharme Design Associates*

**(b) Former Arts Advisory Commission Members**

*Tricia Naber*
*Susan Penrose*

*** Nominating Committee: To appoint a Chairman of the Committee of the Whole.**

4. **Adoption of the minutes of the meeting held February 9, 1999.**

*5. Correspondence.*

*6. Reports of the Standing Committees:*

*(c) Planning and Development Committee.*
*(d) Finance and Administration Committee.*
*(f) City of Hamilton Licensing Committee.*
*(g) Nominating Committee (Appointment of Chairman of the Committee of the Whole).*

*7. Notices of Motion for next meeting.*

*8. Appointment of an Acting Mayor for the month of March, 1999.*

*9. Question Period.*

*10. Adjournment.*

# MINUTES

Minutes of Hamilton City Council
Tuesday, February 9, 1999
7:30 o'clock p.m.
Council Chamber, City Hall

The Council met:

There were present: Mayor R. M. Morrow, Chairman; Aldermen M. Kiss, M. Caplan, A. Horwath, R. Corsini, B. Morelli, D. Haining, D. Wilson, G. Copps, C. Collins, F. Eisenberger, T. Jackson, B. Charters, T. Anderson, B. Kelly, F. D'Amico, D. O'Sullivan

Mayor R. M. Morrow called the meeting to order.

The National Anthem was played.

Reverend John Hillmer, Trinity Baptist Church, led Council in prayer.

## PRESENTATIONS

Mayor R. M. Morrow presented a pen to Igor Kodarin, Metal Fabko Inc., in recognition of his company's recent expansion.

## ADOPTION OF MINUTES

The minutes of the meetings held January 26, 1999 and February 2, 1999 were adopted as circulated.

## CORRESPONDENCE

1. Letter dated January 27, 1999 from Kellam Investments Corp., Mississauga, Ontario for a change in zoning from "J" (Light and Limited Heavy Industry, etc.) District Modified to "DE" (Low Density Multiple Dwellings) District Modified for 129 Rebecca Street.

   **Received.**

2. Letter dated February 4, 1999 from Visplar Holdings Ltd., Hamilton, Ontario for a modification to the established "D" (Urban Protected Residential – One and Two Family Dwellings, etc.) District to permit a reduced side yard and increased lot coverage for lands located at 1016 Upper Paradise Road.

**Received.**

3. Letter dated February 4, 1999 from Stanley M. Makuch, Cassels Brock & Blackwell, Barristers & Solicitors representing the Hamilton Harbour Commissioners, respecting Windermere Basin, Appeal of Interim Control By-law No. 98-313.

**Received.**

* * * * * * * * * * * * * * *

It was moved by Alderman Kiss and seconded by Alderman Caplan that the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Finance and Administration Committee, the Joint City/Region Budget Steering Committee, and the Committee of the Whole, be considered in Committee of the Whole with Alderman Caplan in the chair.

**Recorded vote**.

**YEAS:** Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Copps, Collins, Eisenberger, Jackson, Charters, Anderson, Kelly, D'Amico, O'Sullivan. –17.

**NAYS:** -0. **CARRIED.**

## TRANSPORT AND ENVIRONMENT COMMITTEE – SECOND REPORT

## PARKS AND RECREATION COMMITTEE – SECOND REPORT

**Section 2 Re: 1999 Special Events with Alcohol, Non-Alcohol, Animals and Parking Vehicles in a Park**

**Recorded vote**.

**YEAS:** Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Copps, Collins, Eisenberger, Charters, Anderson, Kelly, D'Amico, O'Sullivan. –15

**NAYS**: Alderman Jackson -1. **CARRIED**.

## PLANNING AND DEVELOPMENT COMMITTEE – THIRD REPORT

## FINANCE AND ADMINISTRATION COMMITTEE – THIRD REPORT

**Section 3 Re: Delegation of Authority to Staff for Routine Real Estate Matters**

**Recorded Vote.**

**YEAS:** Aldermen Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Collins, Eisenberger, Jackson, Charters, Anderson, Kelly, D'Amico, O'Sullivan –14.

**NAYS:** Aldermen Kiss, Copps -2. **CARRIED.**

* * * * * * * * * * * * *

**Section 4 Re: Federal Government's Proposed Move of Canadian Jobs with Bell Canada to United States. Declaration of Interest – Alderman Wilson**

Alderman Wilson declared personal interest in, took no part in the debate and refrained from voting on this matter. Alderman Wilson is an employee of Bell Canada.

## JOINT CITY/REGION BUDGET STEERING COMMITTEE – FIRST REPORT

**Section 1 Re: Payroll Direct Deposit System**

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Collins, Eisenberger, Jackson, Charters, Anderson, Kelly, D'Amico, O'Sullivan. –16

**NAYS:** Alderman Copps. –1 **CARRIED.**

* * * * * * * * * * * * *

**Section 2 Re: Terms of Reference**

It was moved by Alderman Charters and seconded by Alderman Jackson that Section 2 of the First Report for 1999 of the Joint City/Region Budget Steering Committee be amended by adding the following as sub-section (ix) within section (a) under the heading "General":

"(ix) That only City of Hamilton Aldermen and Mayor vote on exclusively City of Hamilton budget issues"; and

by deleting in its entirety sub-section (ii) under the heading "Capital Budget"; and

further by adding sub-section (c) as follows:

"(c) that the Joint City/Region Budget Steering Committee consider avenues of public participation in the budget process."

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Collins, Eisenberger, Jackson, Charters, Anderson, Kelly, D'Amico, O'Sullivan. –16

**NAYS:** Alderman Copps. –1 **CARRIED.**

## JOINT CITY/REGION BUDGET STEERING COMMITTEE – SECOND REPORT

## COMMITTEE OF THE WHOLE – SECOND REPORT

**Rule No. 9 Re: 94 York Blvd. Facility**

It was moved by Alderman Horwath and seconded by Alderman Corsini that Rule 9 of the City's Procedural By-law be invoked for this meeting in order to consider an item respecting opposition to an increase of beds or services at the 94 York Blvd. Facility. **CARRIED.**

**Section 4 Re: 94 York Blvd. Facility**

It was moved by Alderman Horwath and seconded by Alderman Corsini that the following be added to the Second Report for 1999 of the Committee of the Whole as Item 4:

"4. That the City of Hamilton inform the Federal Government that it opposes any increase of beds or services provided at the current temporary site located at 94 York Blvd."

It was subsequently moved by Alderman Eisenberger and seconded by Alderman O'Sullivan that the motion respecting the informing of the Federal Government that the City opposes any increase of beds or services provided at the current temporary site at 94 York Blvd. be referred to the Planning and Development Committee. **CARRIED.**

* * * \

# CORRESPONDENCE

**Correspondence:**

1. Letter dated 1999 February 16 from J. J. Schatz, Municipal Clerk respecting an objection to By-law No. 98-313: A By-law Respecting Interim Control By-law Re: Windermere Basin. (previously distributed)

   **Recommendation: Be Received.**

2. Application dated 1999 February 9 from Ed Fothergill, Fothergill Planning and Development, for Official Plan Amendment and Zoning Application 99-04 for a further modification to the established "E-1" (Multiple Dwellings, Lodges, Clubs, etc.) District for 180 Walnut Street South, Hamilton.

   **Recommendation: Be Received.**

3. Application dated 1999 February 9 from 774728 Ontario Limited and Mengch Holdings Ltd., for a further modification to the "HH" (Restricted Community Shopping and Commercial etc.) District for 86 Mall Road, Hamilton.

   **Recommendation: Be Received.**

4. Application dated 1999 February 17 from Oakwood Retirement Communities Inc., for and Official Plan Amendment 159 – West side of Upper Wentworth Street North of Rymal Road East, Hamilton.

   **Recommendation: Be Received.**

# PLANNING AND DEVELOPMENT COMMITTEE

# REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **FOURTH** Report for 1999 and respectfully recommends:

1. **City Initiative 98-B, Restaurant Parking**

That approval be given to City Initiative 98-B to amend Section 18A. Parking and Loading Requirements of Zoning By-law No. 6593, respecting the location of vehicular access points for restaurant parking in an "H" District, on the following basis:

(a) That Section 18A .(36) 2 of Zoning By-law No. 6593 be amended by adding the words "parking for" before "a restaurant" in the second line so that the section shall read as follows:

"2. No points of ingress or egress at the lot line, to or from the lot on which parking for a restaurant is located shall be situated closer than 30.0 metres (98.43 feet) to a residential district boundary."; and,

(b) That the City/Regional Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 for presentation to City Council; and,

(c) The proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

2. **SA-98-02 & ZA-98-29, Land at 803, 819, 823, 865 and 871 West 5th Street**

A. (a) That approval be given to Subdivision Application 98-02, (Regional File No. 25T-98005) , 1125814 Ontario Inc. (Silvestri Investments), prospective owner to establish a draft plan of subdivision "Parkway Manor", on lands located east of West 5th Street and south of the Lincoln M. Alexander Parkway, known municipally as 803, 819, 823, 865 and 871 West 5th Street, in the Kernighan Neighbourhood, as shown on the attached map marked as Appendix "A", subject to the following conditions:

(i) That this approval apply to the plan prepared by A.J. Clarke & Associates Ltd., and certified by M.J. Terry, O.L.S., dated June 29, 1998, as revised in red, showing 58 lots for single detached dwellings, 10 blocks to be developed with the abutting lands for single detached dwellings, 1 block for road widening purposes, 2 blocks for 0.30 m reserves, and three streets identified as Street "A", Street "B" and Street "C", attached as Appendix "B"; and,

(ii) That Street "A", Street "B" and Street "C" be named to the satisfaction of the City of Hamilton and the Region of Hamilton-Wentworth; and,

(iii) That the owner prepare and submit, to the satisfaction of the Director of Planning and Development a municipal street numbering plan; and,

(iv) That the owner shall erect a sign in accordance with Section XI of the Subdivision Agreement prior to the issuance of a final release by the City of Hamilton; and,

(v) That the final plan conform with the Zoning By-law approved under the Planning Act; and,

(vi) That the owner provide the City of Hamilton with a certified list showing the net lot area and width of each lot and block and the gross area of the subdivision in the final plan; and,

(vii) That the Owner make a cash payment in lieu of the conveyance of 5% of the land included in the plan to the City of Hamilton as provided for under Section 51 of the Planning Act; and,

(viii) That such easements as may be required for utility or drainage purposes be granted to the appropriate authority; and,

(ix) That the Owner agree in writing not to apply for a Building Permit for Blocks 59 - 64, inclusive, Blocks 67 – 69, inclusive and Block 71 until such time as these lands have been assembled with the abutting lands to create building lots to the satisfaction of the Director, Planning and Development Department; and,

(x) That the Owner agree in writing that Lot 10 and Blocks 64 and 71 are not to be developed until such time as Blocks 64 and 71 and the abutting lands have been assembled to the satisfaction of the Director, Planning and Development Department; and,

(xi) That the Owner agree to include the following warning clause to be registered on title of all Lots and Blocks within the plan of subdivision, and the owner shall ensure that the warning clause is included in all offers of purchase and sale and reservation agreements to the satisfaction of the Director of Planning and Development and the City/Regional Solicitor:

> "Purchasers are advised that noise levels originating from the Lincoln M. Alexander Parkway may become of concern, occasionally interfering with some activities of the occupant;"; and,

(xii) That the Owner acquire the lands shown as Part 2 on Reference Plan 62R-10580 to establish Street "B" from West 5th Street to the west limit of the subdivision, and that Street "B" be dedicated to the City of Hamilton, prior to the registration of the first phase of development; and,

(xiii) That the Owner agree in writing that the lands, shown as Part 2 on Reference Plan 62R-10580 and not required for roadway purposes, are not to be developed until such time as these lands have been assembled with the abutting lands to create building lots to the satisfaction of the Director, Planning and Development Department; and,

(xiv) That the final plan of subdivision provide for a 0.30m reserve along the southerly limits of Street "B" for a distance of 45m to the satisfaction of the Manager, Development Engineering Section, Regional Environment Department; and,

(xv) That the radii labeled on the north-south section of Street "A" shown as 100m and 120m be reversed; and,

(xvi) That Lots 29 to 35 inclusive, and Blocks 64 and 71 not be developed until such time as the cul-de-sac on Street "C" is established to its full width; and,

(xvii) That a 10m radius transition be provided out of the cul-de-sac bulb on Street "C"; and,

(xviii) That 1m by 1m daylight triangles be provided at the intersection of Street "B" and Street "C"; and,

(xix) That 2m by 2m daylight triangles be established on all L-shape bends in the roadway, which includes Lots 8 and 18 on the draft plan submitted; and,

(xx) That the maximum number of residential dwelling units with one public access street not exceed 100 units on a temporary basis; and,

(xxi) That Lots 1 to 18 inclusive and Block 63 not be developed until either full street access is provided from adjacent lands to the south or Street "A" is established and constructed to its full 20m width; and,

(xxii) That Lots 19 to 24 inclusive not be developed until such time as Street "A", abutting these lands is established and constructed to its full 20m width; and,

(xxiii) That Block 66 (0.30m reserve) be deleted from the final plan; and,

(xxiv) That any dead-end and unopened sides of road allowances be terminated in 0.30 metre reserves; and,

(xxv) That the owner provide a temporary cul-de-sac at the south termination of Street "A" constructed to Ontario Provincial Standards, with a 9 metre radius bulb enclosed by curbs, with a 15 metre radius of road right-of-way to the satisfaction of the Commissioner, Department of Public Works and Traffic; and,

(xxvi) That the owner prepare and submit to the satisfaction of the Commissioner of Transportation and the Commissioner of Public Works and Traffic a driveway location plan for Lots 10, 11, 30 to 35, inclusive, and 43 to 50, inclusive, demonstrating that the driveways do not overlap onto the adjacent property; and,

(xxvii) That the owner agree in writing to register on title of Lots 10, 11, 30 to 35, inclusive and 43 to 50, inclusive, the approved driveway location plan showing the driveway location. The owner shall also ensure that the driveway location plan is included in all offers of purchase and sale and reservation agreements, to the satisfaction of the Commissioner,

Department of Public Works and Traffic and the City/Regional Solicitor; and,

(xxviii) That the applicant prepare and implement an erosion and sediment control plan for the subject property to the satisfaction of the Manager, Development Division, Regional Environment Department and the Hamilton Region Conservation Authority. The approved plan is to include the following notes:

(a) All erosion and sediment control measures shall be installed prior to development and maintained throughout the construction process, until all disturbed areas have been revegetated; and,

(b) All erosion and sediment control measures shall be inspected after each rainfall, or alternatively every 14 days, to the satisfaction of the Manager, Development Division, Regional Environment Department and the Hamilton Region Conservation Authority; and,

(c) Any disturbed area not scheduled for further construction within 45 days shall be provided with a suitable temporary mulch and seed cover within 7 days of the completion of that particular phase of construction; and,

(d) All disturbed areas shall be revegetated with permanent cover immediately following completion of construction; and,

(xxix) That the Owner prepare and implement a stormwater management plan for the subject property to the satisfaction of the Manager, Development Division, Regional Environment Department and the Hamilton Region Conservation Authority. The approved plan shall address stormwater quality and quantity issues and will ensure that current Provincial drainage and stormwater quality guidelines are implemented; and,

(xxx) That the Owner dedicate Block 70, being a 5.18m road widening, to the Region of Hamilton-Wentworth to the satisfaction of the Manager, Development Engineering Section, Regional Environment Department; and,

(xxxi) That the applicant/owner agree in writing to satisfy all requirements, financial and otherwise, of the City of Hamilton prior to development of any portion of these lands; and,

(b) That the Subdivision Agreement be entered into by the Corporation of the City of Hamilton and the owner to provide for compliance with the conditions of approval established by the Regional Municipality of Hamilton-Wentworth with respect to this application (SAC-98-02/25T-98005), "Parkway Manor", proposed draft plan of subdivision, and, that the City execute the agreement when the said conditions have been met and the City's share of the cost of installing municipal services has been approved by City Council; and,

(c) That the City Clerk be directed to advise the Director, Development Division, Regional Environment Department of Council's decision.

B. That approval be given to Amended Zoning Application 98-29, 1125814 Ontario Inc. (Silvestri Investments), prospective owner for changes in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc) District (Block "1"); from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, modified, (Block "2"); from "AA" (Agricultural) District to "R-4" (Small Lot Single Family) District, modified (Block "3"); from "AA" (Agricultural) District to "R-4" (Small Lot Single Family) District, modified (Block "4"); from "AA" (Agricultural) District to "C" – 'H' (Urban Protected Residential, etc - Holding) District, modified (Block "5"); and from "AA" (Agricultural) District to "C" – 'H' (Urban Protected Residential, etc - Holding) District (Block "6"), for lands located east of West 5th Street and south of the Lincoln M. Alexander Parkway, known municipally as 803, 819, 823, 865 and 871 West 5th Street, in the Kernighan Neighbourhood, as shown on the attached map marked as Appendix "A", on the following basis:

(a) That Block "1" be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc) District; and,

(b) That Block "2" be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc) District, modified; and,

(c) That Block "3" be rezoned from "AA" (Agricultural) District to "R-4" (Small Lot Single Family) District, modified; and,

(d) That Block "4" be rezoned from "AA" (Agricultural) District to "R-4" (Small Lot Single Family) District, modified, and,

(e) That Block "5" be rezoned from "AA" (Agricultural) District to "C" – 'H' (Urban Protected Residential, etc - Holding) District, modified; and,

(f) That Block "6" be rezoned from "AA" (Agricultural) District to "C" – 'H' (Urban Protected Residential, etc - Holding) District; and,

(g) That the Freeway Standards regulations as contained in Section 6 of Zoning By-law No. 6593, applicable to Blocks "2", "3", "4" and "5" be modified to include the following variance as a special requirement:

(i) Notwithstanding Section 6.(19)(a) of Zoning By-law No. 6593, no residential structure shall be located closer that 12.5m from the Mountain Freeway right-of-way; and,

(h) That the amending By-law apply the holding provisions of Section 36(1) of the Planning Act, R.S.O. 1990, to Blocks "5" and "6", by introducing the holding symbol 'H' as a suffix to the proposed Zoning District. The holding provision will prohibit the development of the subject lands until such time as the availability of all such municipal sewers servicing the subject lands as the City deems necessary.

City Council may remove the 'H' symbol, and thereby give effect to the "C" District provisions as stipulated in the By-law, by enactment of an amending By-law once the condition is fulfilled; and,

(i) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1424. and that the subject lands on Zoning District Map W-9B be notated as S-1424; and,

(j) That the City/Regional Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map W-9B for presentation to City Council; and,

(k) That the proposed changes in zoning are in conformity with the Official Plan for the Hamilton Planning Area.

3. **Staircase Theatre, 27 Dundurn Street North - Exemption from Requirements for Securities Under Site Plan Control**

That the request for a three (3) year time frame for the Completion of Works under Site Plan Control and exemption from Site Plan Control Security Requirements by Hugh MacLeod, owner of lands at 27 Dundurn Street North for a 60 seat live

theatre with attendant facilities, a 24 seat restaurant and 1 dwelling unit within the existing building, as shown on the attached map marked as Appendix "C" be approved.

4. **Barton Village Business Improvement Area– Revised Board of Management**

(a) That Schedule 'B' of By-law No. 87-308, as amended, appointing the Barton Village B.I.A.'s Board of Management, be repealed and the following names substituted:

SCHEDULE 'B'

| | |
|---|---|
| D. Boukhers | Farah's Foodmart |
| J. Hendry | Hendry's Familty Shoes |
| S. Manners | Siemens Westinghouse Inc. |
| J. Hilger | Ways to Wisdom |
| J. Howard | Econ-o-wash Laundry |
| P. Nusca | Nusca Custom Tailers Ltd. |
| M. Tollis | Riviera Banquet Centre |
| N. LaSala | Nick's Auto Service |
| R. Palmese | Palmese Photodesign Group Inc. |
| K. Cody | Orthopaedic Services |
| J. Sellers | Sottomayor Bank Canada |

(b) That the City/Regional Solicitor, Corporate Services, be directed to amend Schedule 'B' of By-law No. 87-308 pursuant to (a) above.

5. **Concession St. Business Improvement Area–Revised Board of Management**

(a) That Schedule 'B' of By-law No 86-144, as amended, appointing the Concession Street B.I.A.'s Board of Management, be repealed and the following names substituted:

SCHEDULE 'B'

| | | |
|---|---|---|
| Rino Bistoyong | 616 Concession St., | Canfin Financial Group Inc.(Owner) |
| Debby Johnson | 576 Concession St., | Why Pay More (Tenant) |
| Paul Wharton | 552 Concession St., | Wharton Copy Print (Owner) |
| Roger Burrough | 588 Concession St. | Camtech Photo Services (Owner) |
| John Woolcott | 536 Concession St., | Woolcott Shoes (Owner) |
| Betty Toplack | 560 Concession St., | Mountain Book Store (Tenant) |

(b) That the City/Regional Solicitor, Corporate Services, be directed to amend Schedule 'B' of the By-law No. 86-144 pursuant to (a) above.

6. **Downtown Hamilton Business Improvement Area - Proposed Budget and Schedule of Payments for 1999**

(a) That the 1999 operating budget for the Downtown Hamilton B.I.A., attached as Appendix "D" be approved in the amount of ninety-eight thousand, two hundred and forty dollars ($98,240); and,

(b) That the General Manager of Finance be hereby authorized and directed to prepare the requisite By-law pursuant to Section 220, The Municipal Act, R.S.O. 1990, to levy the 1999 budget as referenced in (a) above; and,

(c) That the following schedule of payments for 1999 be approved:

| | |
|---|---|
| February 01 | $24,560 |
| March 01 | $24,560 |
| June 01 | $24,560 |
| September 01 | $24,560 |

Note: 1998 assessment appeals may be deducted from the 1999 levy payments.

7. **One Year Extension for the Approval of Site Plan Control Application DA-96-32, for Lands Located at 25 and 35 Rymal Road West.**

That approval be given to the request by Future Homes and St. Michael Place Inc., owner of the lands at 25 & 35 Rymal Road West, as shown on the attached map marked as Appendix "E", for an extension to the approval of Site Plan Control Application DA-96-32 to March 7, 2000, and that at the end of the extension period if a Building Permit has not been issued, the proposed development must be subject to a new Site Plan Control Application.

8. **1999 Planning Conferences**

(a) That the Chairman or his designate and two other members of the Planning and Development Committee attend the 1999 American Planning Association National Conference in Seattle, April 24-28; and,

(b) That the Chairman or his designate attend the 1999 Canadian Institute of Planners Conference in Montreal, June 6-9; and,

(c) That cost for attendance be allocated to the Alderman Travel Account No. CH55201-10010, from the 1999 Operating Budget.

9. **Declaration of Surplus Property/Inclusion in the Land Titles & Rezoning Application for – 837 West 5th Street**

(a) (i) That the property at 837 West 5th Street be declared surplus to the requirements of the City of Hamilton in accordance with the Real Property Sales Procedural By-law No. 95-049; and,

(ii) That the Real Estate Division be authorized and directed to sell this property in accordance with the Real Property Sales Procedural By-law No. 95-049; and,

(b) That 1125814 Ontario Ltd. (Paul Silvestri, President) be authorized to include the City owned lands known as 837 West 5th Street, more specifically designated as Part 2 on Plan 62R-10580 in their application for the rezoning of their own lands and registration of the same lands into the Land Titles System.

10. **Extension of Construction Dates – 1650 Upper Ottawa Street**

(a) That the Offer to Purchase the lands of The Corporation of the City of Hamilton known as 1650 Upper Ottawa Street, duly executed by AFFG Properties & Investments Inc. on March 16, 1998 and approved by City Council on April 28, 1998, Item 12 of the 8th Report of the Planning and Development Committee, be amended as follows:

(i) that clause 6.3, 1., the commencement of construction date be extended from June 27, 1999 to December 31, 1999; and,
(ii) that clause 6.3, 2., the completion of construction date be extended from June 27, 2000 to December 31, 2000; and,

(b) That all other conditions of the Agreement shall remain the same and time is of the essence; and,

(c) That the Legal Services Section be authorized and directed to take the appropriate action in dealing with this matter.

11. **Elevators in Residential Buildings**

That the City/Regional Solicitor be authorized and directed to amend Property Standards By-law 98-243 to include the following new requirements:

(a) In multiple dwellings more than three (3) storeys in height, but not more than six (6) in height, where existing elevators for use by tenants are provided, at least one elevator shall be properly maintained and kept in operation except for such reasonable time as may be required to repair or replace, and;

(b) In multiple dwellings more than six (6) storeys in height, elevators intended for use by tenants shall be properly maintained and kept in operation except for such reasonable time as may be required to repair or replace them.

12. **Bills**

That the following Bills be adopted, signed, sealed and enrolled as By-laws:

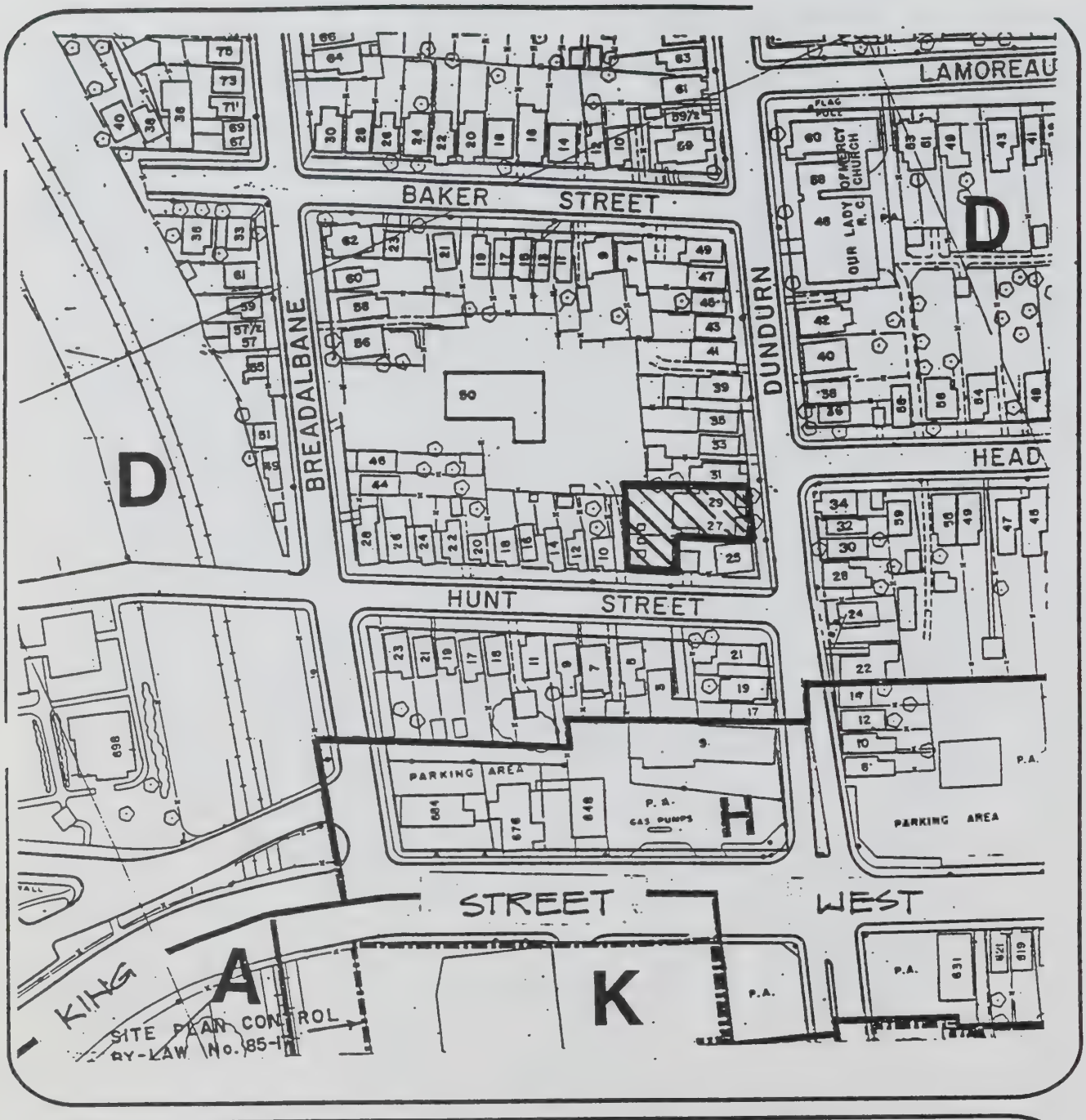
(a) C-008 A By-law to Amend By-law 98-243 Respecting Maintaining Elevators in Operating Condition.

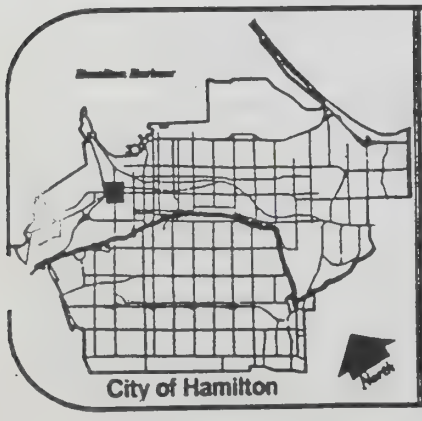
(b) C-009 A By-law to Amend Zoning By-law No. 6593 Respecting Lands Located South of Stonechurch Road West and West of West Fifth Street.

**Respectfully submitted,**

**ALDERMAN F. D'AMICO**
**PLANNING AND DEVELOPMENT**
**COMMITTEE**

**Tina Agnello, Secretary**
**February 17, 1999**




PLANNING AND DEVELOPMENT DEPARTMENT

## Location Map

Legend

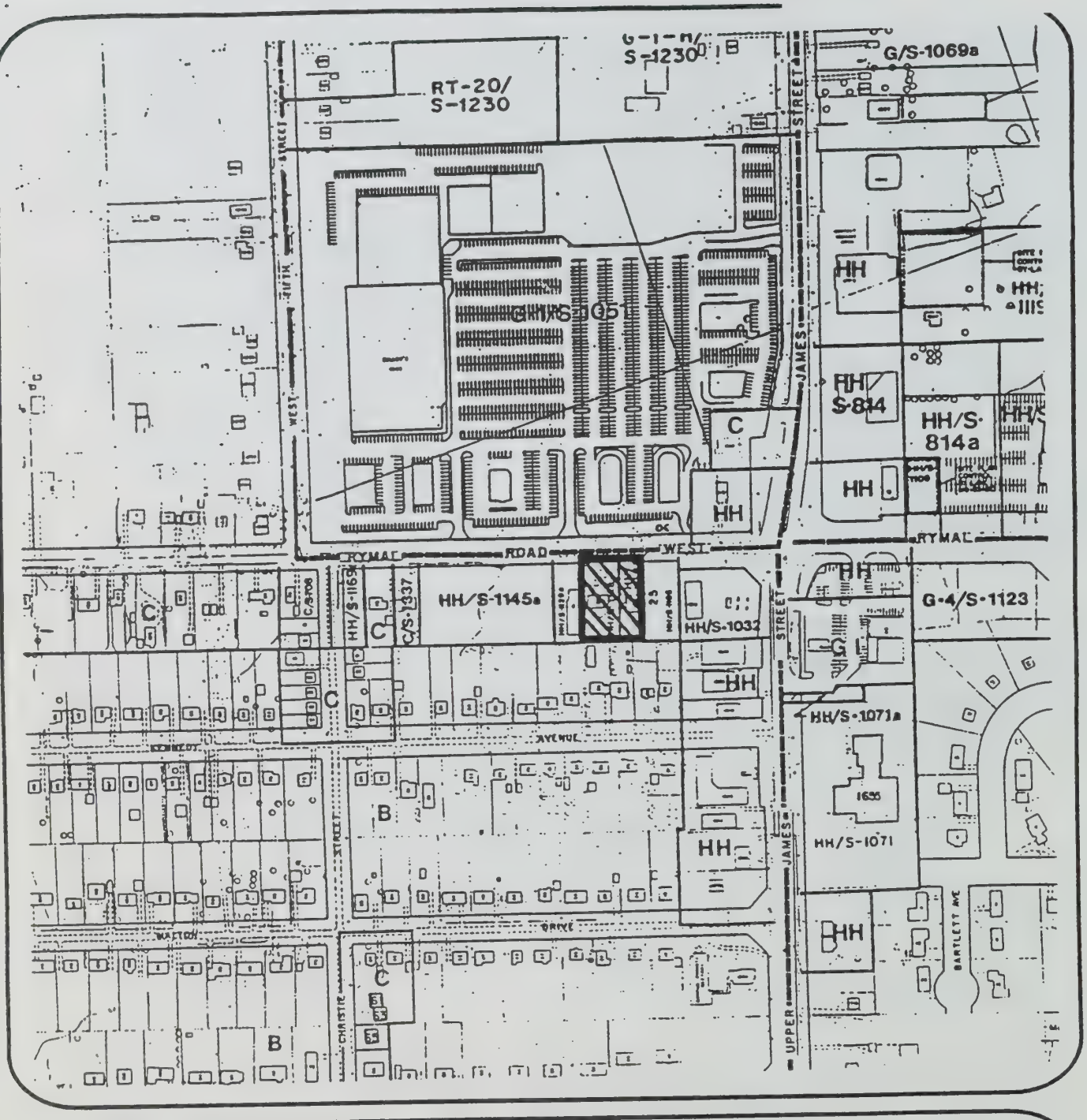
Site of Application

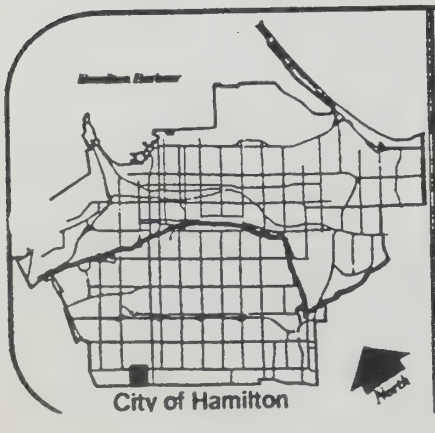
| | |
|---|---|
| Reference file: | ZAC-98-18 |
| Scale | Not to Scale |
| Date | May,1998 |
| Technician: | FAB |

Appendix "D" referred to in Section 6 of the FOURTH Report of the Planning and Development Committee for 1999

# DOWNTOWN HAMILTON BUSINESS IMPROVEMENT AREA'S 1999 OPERATING BUDGET

| | |
|---|---|
| **Promotions and Special Events (summer programs, sponsorships, Christmas, advertising, other events)** | **$27,240** |
| **Administration and Other Expenses (rent, meetings, utilities, office expenses and supplies, telephone, meetings, salary of Executive Director, etc.)** | **$71,000** |
| **TOTAL** | **$98,240** |




PLANNING AND DEVELOPMENT DEPARTMENT

# Location Map

Legend

Site of Application

| | |
|---|---|
| Reference file: | DA-96-32 |
| Scale | Not to Scale |
| Date | January,1999 |
| Technician: | FAB |

# FINANCE & ADMINISTRATION

# COMMITTEE

# REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **FOURTH** Report for 1999 and respectfully recommends:

## 1. City/Region Pension Assets

(a) That the General Manager, Finance, be authorized and directed to rationalize the investment managers and assets of the Hamilton Municipal Retirement Fund, the Hamilton-Wentworth Retirement Fund and the Hamilton Street Railway Pension Fund to pursue a goal of a similar asset mix, investment manager structure and strategy for the three retirement funds and to report back to their respective Finance and Administrative Services Committee on the results of these changes; and,

(b) That the General Manager, Finance be authorized and directed to investigate an asset merger of the assets of the Hamilton Municipal Retirement Fund, the Hamilton-Wentworth Retirement Fund and the Hamilton Street Railway Pension Fund to be structured as an Informal Master Trust, in a form satisfactory to Corporate Counsel, James P. Marshall, and the Trustee and Custodian of the three retirement funds and to report back to their respective Finance and Administrative Services Committee on the results of these changes.

## 2. Declaration of Surplus Property – 76 John Street North

(a) That the property at 76 John Street North be declared surplus to the requirements of the City of Hamilton in accordance with the Real Property Sales Procedural By-law No. 95-049; and,

(b) That the Real Estate Division be authorized and directed to sell this property in accordance with the Real Property Sales Procedural By-law No. 95-049; and,

(c) That any sale of the subject property include a covenant that these lands are to be developed or included in a comprehensive development within two years of the closing date of the sale.

3. **Supply and Leasing Services for Desktop and Notebook Personal Computers, Printers, Network Servers, and Related Components**

(a) That JMG CompuSmart be approved for the supply and delivery of desktop and notebook personal computers, printers and related components in accordance with the respective manufacturer's Ontario Public Sector Pricing Agreements with the Province of Ontario, commencing March 1, 1999 and up to December 31, 2000; and,

(b) That JMG CompuSmart and their leasing partner, Leasing Solutions Inc., be approved to provide leasing services for desktop and notebook personal computers, printers, servers and related components up to December 31, 2000, at the base rate of $26.11/$1,000/month for a 36 month operating lease for Compaq Desktop, $26.52/$1,000/month for a 36 month operating lease for HP Desktop, and $30.59/$1,000/month for a 36 month capital lease, (the lowest of 13 proposals received); and,

(c) That JMG CompuSmart and Leasing Solutions Inc. be permitted to adjust the leasing rate, subject to approval by the Treasurer, during the contract period in accordance with documented fluctuations in the yield of Government of Canada Bonds; and,

(d) That decisions to acquire equipment via an operating, or capital lease, or purchase be made, in consultation with the Treasurer; and,

(e) That the Mayor and the Municipal Clerk be authorized to execute the master lease agreement with Leasing Solutions Inc. and that the agreement be in a form satisfactory to the City of Hamilton Solicitor, the Treasurer and the Director of Information Technology Services (the City of Hamilton is the lessee); and,

(f) That funding be provided from Account #CH56605-26032 (Workstation Leasing). The approximate annual leasing value for the City and Region is $475,000.

**4. City of Hamilton Property and Liability Insurance Coverage Extensions**

(a) That, based upon information and quotations received from Dalton Timmis Group, Inc., the City's insurance brokers, the City place all current insurance coverage for the term March 1, 1999 to November 1, 1999, at a total cost (including applicable tax and brokerage fee) of $390,505.30, in accordance with the schedule attached herewith and marked Appendix "A"; and,

(b) That the Mayor and Municipal Clerk be authorized and directed to execute all necessary documentation in a form satisfactory to the Corporate Counsel.

**5. Attestation Document – Tobamark International**

That the Municipal Clerk be authorized to execute an Attestation Document, confirming that the City of Hamilton is not known for involvement in tobacco product production, in connection with a trade mark application in Hong Kong by Tobamark International, in order that it may use the name "Hamilton".

**6. Bill**

That the following Bill be adopted, signed, sealed and enrolled as a Bylaw:

D-6 A By-law to Confirm the Proceedings of the Council of The Corporation of the City of Hamilton.

**Respectfully submitted,**

**ALDERMAN D. O'SULLIVAN**
**ACTING CHAIRMAN**
**FINANCE AND ADMINISTRATION COMMITTEE**

**Susan K. Reeder**
**Secretary**
**February 16th, 1999**

Appendix "A" referred to in Section 4 of the Fourth Report of the Finance & Administration Committee for 1999

## APPENDIX "A"

**Coverages to be provided through Dalton Timmis and the Frank Cowan Company**

| TYPE OF COVERAGE | LIMIT | DEDUCTIBLE | PREMIUM (March 1/99 to Nov 1/99) |
|---|---|---|---|
| **Commercial General Liability** | | | |
| Primary Layer | $ 15,000,000 | $ 500,000 | $ 84,420.00 |
| Second Excess Liability | $ 10,000,000 | $ 10,000 | $ 2,678.00 |
| **Errors & Omissions Liability** (Public Officials) | $ 5,000,000 | $ 10,000 | $ 33,000.00 |
| **Automobile Fleet** | | | $ 89,127.00 |
| Third Party Liability | $ 10,000,000 | $ 100,000 | |
| Dir.Comp/Prop.Dam. | | $ 100,000 | |
| All Perils | | $ 250,000 | |
| **Garage Automobile** | $ 10,000,000 | | $ 3,012.00 |
| Legal Liability Limit | $ 100,000 | | |
| Specified Perils | $ 1,000,000 | $ 25,000 | |
| Collapse & Vandalism | $ 1,000,000 | $ 50,000 | |
| Excess Liability | | | |
| Umbrella | $ 5,000,000 | | $ 3,427.00 |
| Second Excess | $ 10,000,000 | $ 10,000 | $ 2,678.00 |
| **Property** | $ 518,788,725 | $ 100,000 | $ 93,130.00 |
| **Boiler & Machinery** | $ 100,000,000 | $ 10,000 | $ 12,719.00 |
| **Crime** | $ 10,000,000 | $ 10,000 | $ 12,378.00 |
| **Directors & Officers** (for H.E.C.F.I.) | $ 3,000,000 | | $ 4,773.00 |
| Insured Person | | $ 1,000 | |
| All Insured Persons | | $ 5,000 | |
| Organization | | $ 15,000 | |
| **Accident** (Keep Hamilton Clean) | | | $ 694.00 |
| **Multi-Media** | $ 2,000,000 | | $ 1,305.00 |
| **Total Premiums** | | | $ 343,341.00 |
| Tax | | | $ 24,558.30 |
| Brokerage Fee (including tax) | | | $ 22,606.00 |
| **Total Cost** | | | **$ 390,505.30** |

# CITY OF HAMILTON LICENSING COMMITTEE

**February 23, 1999**

# REPORT OF THE CITY OF HAMILTON LICENSING COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The City of Hamilton Licensing Committee presents its **SECOND** Report for 1999 and respectfully recommends:

## 1. Garage A Licence Application – Carole Holloway – 1030 King Street East

That a "Conditional" Garage A Licence be issued to Carole Holloway, 1030 King Street East, Hamilton, Ontario – conditional upon the applicant complying with the requirement for a 3.0m planting strip by May 30, 1999.

## 2. Taxicab Priority List

That the application by Denise Georgian for reinstatement on the Taxicab Priority List be approved.

## 3. Cab Driver Licence Application – Guillermo A. Ventura

(a) That the Cab Driver Licence application of Guillermo A. Ventura be granted for a one year probationary period; and,

(b) That Guillermo A. Ventura provide the Issuer of Licences with an updated driving abstract on August 23, 1999.

## 4. Cab Driver Licence Application – Richard Collins

(a) That the Cab Driver Licence application of Richard Collins be granted for a one year probationary period; and,

(b) That Richard Collins provide the Issuer of Licences with an updated driving abstract on August 23, 1999.

5. **Cab Driver Licence Application – Paul Dawson**

That the Cab Driver Licence application of Paul Dawson be granted.

6. **Cab Driver Licence Application – Joseph Rogers**

That the Cab Driver Licence application of Joseph Rogers be granted for a six month probationary period.

7. **Cab Driver Licence Application – John Sislian**

That the Cab Driver Licence application of John Sislian be granted for a six month probationary period.

8. **Cab Driver Licence Application – Steven Wolstenholme**

That the Cab Driver Licence application of Steven Wolstenholme be granted for a six month probationary period.

Confidential background information provided to members of City Council under separate cover.

**Respectfully Submitted,**

**ALDERMAN F. EISENBERG, CHAIRPERSON**
**CITY OF HAMILTON LICENSING COMMITTEE**

**Stella Glover, Secretary**
**February 10, 1999**

# NOMINATING COMMITTEE

February 23, 1999

## REPORT OF THE NOMINATING COMMITTEE

To the Council of the Corporation of the City of Hamilton.

The Nominating Committee presents its **FIRST** Report for 1999 and respectfully recommends:

1. **Appointment of the Chairman of the Committee of the Whole**

   That Alderman _____be appointed Chairman of the Committee of the Whole for the months of March, April and May, 1999.

**Respectfully Submitted,**

**Mayor R. M. Morrow**
**Chairman**
**Nominating Committee**

**J. J. Schatz, Secretary**
**February 23, 1999**

MEETING OF THE COUNCIL
OF THE CORPORATION OF THE CITY OF HAMILTON

TUESDAY, FEBRUARY 23, 1999
7:30 O'CLOCK P.M.
COUNCIL CHAMBERS, CITY HALL

# B I L L S

Bill No. C-008

The Corporation of the City of Hamilton

BY-LAW NO. 99-

To Amend By-law 98-243 Respecting:

**MAINTAINING ELEVATORS IN OPERATING CONDITION**

**WHEREAS** it is expedient to amend the Property Standards By-law No. 98-243 to provide standards for certain buildings with elevators;

**AND WHEREAS** property standards may be set through by-laws passed under the authority of the Building Code Act, S. O. 1992, c. 23, as amended;

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

**1.** By-law No. 98-243 as amended, being the Property Standards By-law, is hereby further amended by adding the following heading and section after section 20:

**ELEVATORS**

"20a. (1) Subject to subsection (3), a multiple dwelling more than three (3) storeys in height but not more than six (6) storeys in height and which has an elevator or elevators for the use of tenants, shall have at least one elevator maintained and operable except for such reasonable time as may be required for repair or replacement.

(2) Subject to subsection (3), a multiple dwelling more than six (6) storeys in height and which has an elevator or elevators for the use of tenants, shall have all elevators maintained and operable except for such reasonable time as may be required for repair or replacement.

(3) In the event of conflict with the Elevating Devices Act, R.S.O 1990, c. E.8, the regulations passed under such act, both as amended, or an order issued under that act, the act, regulation or order prevails to the extent of the conflict.

**2.** (1) This by-law comes into force of the day of its enactment.

(2) In all other respects By-law 98-243 as amended is confirmed without change.

**PASSED** this day of A.D. 1999.

Municipal Clerk Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 99 -

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED SOUTH OF STONE CHURCH ROAD WEST AND WEST OF WEST FIFTH STREET**

**WHEREAS** it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-9C of the District Maps appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "AA" (Agricultural) District to "RT-20" (Townhouse - Maisonette) District, the lands comprised in Block 1;

(b) by changing from "AA" (Agricultural) District to "R-4" (Small Lot Single Family Dwelling) District, the lands comprised in Block 2; and,

(c) by changing from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc) District, the lands comprised in Block 3.

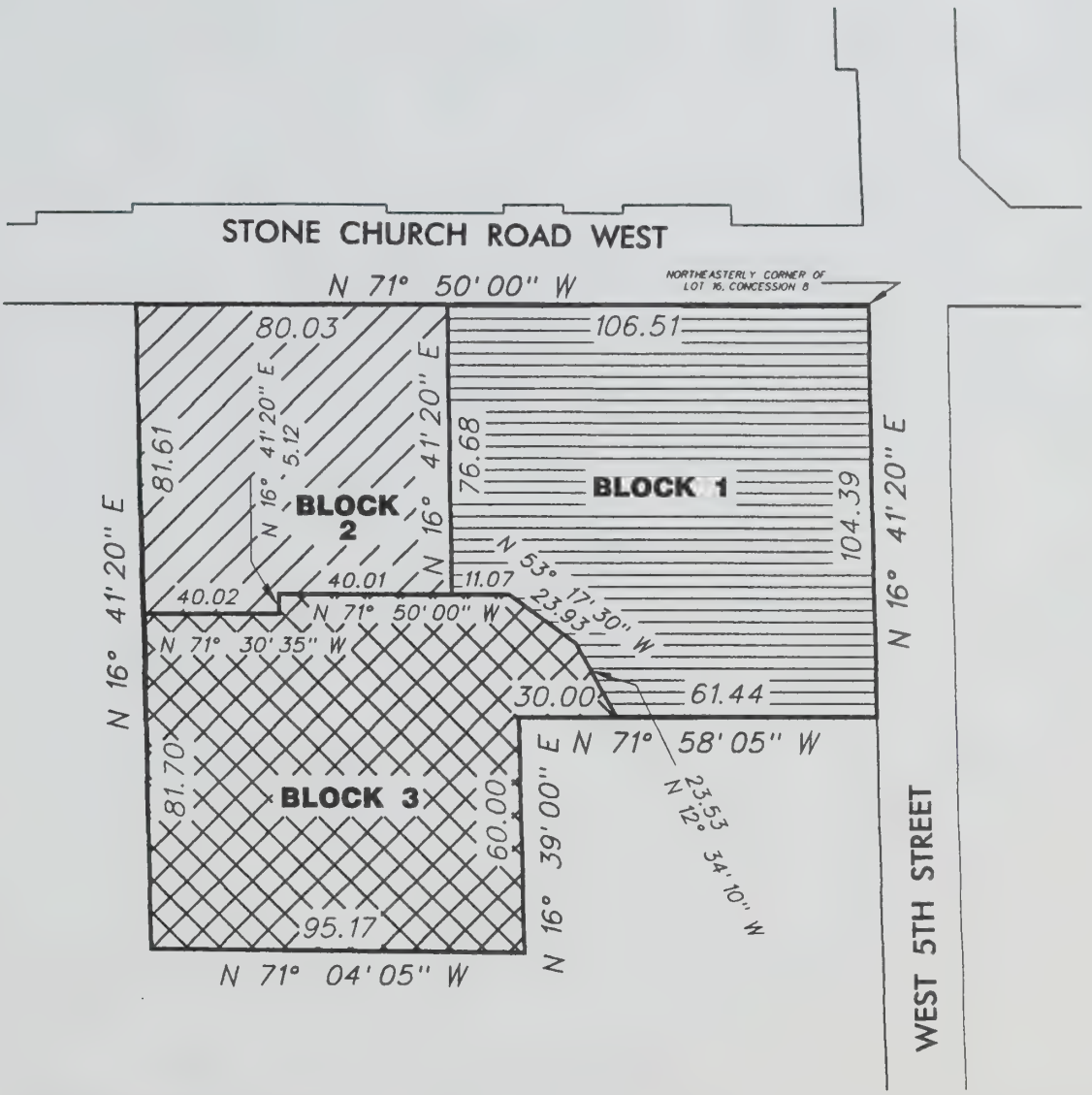
the extent and boundaries each of which Blocks "1", "2" and "3" are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

**PASSED** this day of A.D. 1999

MUNICIPAL CLERK MAYOR

(1998) 22 R.P.D.C. 2.B, December 8
Alfredo & Emidio Massi, Owners
Amended ZAC-98-34




NOTE: All dimensions are in metres

This is Schedule "A" to By–Law No. 99–.....
Passed the ..... day of ....., 1999.

Clerk

Mayor

City of Hamilton

# Schedule "A"

Map Forming Part of
By–Law No. 99–____

to Amend By–Law No. 6593

Planning and Development Department

**Legend**

**BLOCKS** Change in zoning from:

1 "AA" (Agricultural) District to "RT–20" (Townhouse–Maisonette) District

2 "AA" (Agricultural) District to "R–4" (Small Lot Single Family) District

3 "AA" (Agricultural) District to "C" (Urban Protected Residential etc.) District

| North | Scale | Reference File No. |
|---|---|---|
| | NOT TO SCALE | ZA–98–34 |
| | **Date** | **Drawn By** |
| | February, 1999 | B. B. |

**Bill No. D-6**

**BY-LAW NO. 99 -**

**CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 23RD DAY OF FEBRUARY 1999.**

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the Municipal Clerk, or in the absence of the Municipal Clerk, the Acting Municipal Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

**PASSED this** **23rd** **day of** **February** **1999**

**MUNICIPAL CLERK** **MAYOR**

CA4 ON HBL A05
A31
1999

March 5, 1999

**MEETING OF THE COUNCIL**
**OF THE CORPORATION OF THE CITY OF HAMILTON**

**Tuesday, March 9, 1999**
**7:30 o'clock p.m.**
**Council Chambers, City Hall**

**J. J. Schatz**
**Municipal Clerk**

## AGENDA

1. **National Anthem.**

2. **Opening Prayer.**

3. **Certificates of Recognition/Presentations.**

4. **Adoption of the minutes of the meeting held February 23, 1999**

5. **Correspondence.**

6. **Reports of the Standing Committees:**

   (a) **Transport and Environment Committee**
   (b) **Parks and Recreation Committee**
   (c) **Planning and Development Committee**
   (d) **Finance and Administration Committee**

7. **Notices of Motion for next meeting.**

8. **Question Period.**

9. **Adjournment.**

*The Urban/Municipal Collection*
*2nd Floor*
*Hamilton Public Library*
*+ Bill*

URBAN MUNICIPAL
MAY 5 1999
GOVERNMENT DOCUMENTS

# MINUTES

Minutes of Hamilton City Council
Tuesday, February 23, 1999
7:30 o'clock p.m.
Council Chamber, City Hall

The Council met:

There were present: Mayor R. Morrow, Chairman;
Aldermen M. Kiss, M. Caplan, A. Horwath,
R. Corsini, B. Morelli, D. Haining, D. Wilson,
G. Copps, C. Collins, F. Eisenberger, T. Jackson,
B. Charters, T. Anderson, B. Kelly, F. D'Amico,
D. O'Sullivan

Mayor R. M. Morrow called the meeting to order.

Mayor R. M. Morrow led Council in prayer.

## PRESENTATIONS

Mayor R. M. Morrow presented Certificates of Recognition to the Hamilton Arts Awards Program. In attendance were: Linda Bosela, City Wide Choir; Wally Faloney, Contractors Machinery and Equipment Ltd.; Alan Flint, Artist and Commercial Painter; Vivian Johnson, Yale Properties - Jackson Square Management; Anita Peng, the Boutique; Joanne McCallum and Greg Sather, McCallum Sather Architects; Sandy Tharme and Mark Tharme, Tharme Design Associates.

* * * * * * * *

Mayor R. M. Morrow presented a Certificate of Recognition to former members of the Arts Advisory Commission Members. In attendance were Tricia Naber and Susan Penrose.

* * * * * * * *

Mayor R. M. Morrow presented a Ms. Pacman Award to Rick Fothergill for holding the world record high score.

* * * * * * * *

Mayor R. M. Morrow presented a Certificate of Recognition to Path Employment Services their outstanding contribution in assisting the disabled in our community in obtaining the necessary tools and providing placement with employers for the past 26 years.

## ADOPTION OF MINUTES

The minutes of the meeting held February 9, 1999 were adopted as circulated.

## CORRESPONDENCE

1. Letter dated 1999 February 16 from J. J. Schatz, Municipal Clerk respecting an objection to By-law No. 98-313: A By-law Respecting Interim Control By-law Re: Windermere Basin.

   **Received.**

2. Application dated 1999 February 9 from Ed Fothergill, Fothergill Planning and Development, for Official Plan Amendment and Zoning Application 99-04 for a further modification to the established "E-1" (Multiple Dwellings, Lodges, Clubs, etc.) District for 180 Walnut Street South, Hamilton.

   **Received.**

3. Application dated 1999 February 9 from 774728 Ontario Limited and Mengch Holdings Ltd., for a further modification to the "HH" (Restricted Community Shopping and Commercial etc.) District for 86 Mall Road, Hamilton.

   **Received.**

4. Application dated 1999 February 17 from Oakwood Retirement Communities Inc., for and Official Plan Amendment 159 – West side of Upper Wentworth Street North of Rymal Road East, Hamilton.

   **Received.**

5. Memorandum dated February 19, 1999 from Susan K. Reeder, Secretary, Smoking By-law Task Force Re: Final Report.

**Received and Referred to Staff.**

* * * * * * * * * * * * * * * * * *

It was moved by Alderman Kiss and seconded by Alderman Copps that the Reports of the Planning and Development Committee, the Finance and Administration Committee, the City of Hamilton Licensing Committee, the Nominating Committee, and the Committee of the Whole be considered in Committee of the Whole with Alderman Caplan in the chair.

**Recorded vote**.

**YEAS:** Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. –17.

**NAYS:** -0. **CARRIED.**

## PLANNING AND DEVELOPMENT COMMITTEE – FOURTH REPORT

**Section 1 Re: City Initiative 98-B, Restaurant Parking**

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Horwath, Corsini, Morelli, Haining, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. –14.

**NAYS:** Aldermen Kiss, Caplan, Copps. –3. **CARRIED.**

## PLANNING AND DEVELOPMENT COMMITTEE – FIFTH REPORT

**Section 1 Re: Identification of Preferred Site for Urban Entertainment Centre Funding for a Consultant**

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. –16.

**NAYS:** Alderman Copps. –1. **CARRIED.**

## FINANCE AND ADMINISTRATION COMMITTEE – FOURTH REPORT

**Rule No. 9 Re: Remuneration and Expenses Report**

It was moved by Alderman Wilson and seconded by Alderman O'Sullivan that Rule No. 9 of the City's Procedural By-law be invoked for this meeting of City Council in order to follow consideration of a resolution respecting the remuneration and expenses paid to members of council and members of other bodies for the year 1998. **CARRIED.**

* * * * *

**Section 7 Re: Remuneration and Expenses Report**

It was moved by Alderman Wilson and seconded by Alderman O'Sullivan that the following be added as Section 7 of the FOURTH Report for 1999 of the Finance and Administration Committee

7. That in accordance with Section 247 of the Municipal Act, the Statement of the Treasurer (General Manager, Finance) summarizing remuneration and expenses paid to Members of Council and members of other bodies for the year 1998, attached herewith and marked Appendix "B", be received by City Council. **CARRIED.**

## CITY OF HAMILTON LICENSING COMMITTEE – SECOND REPORT

**Section 3 Re: Cab Driver Licence Application – Guillermo A. Ventura**

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. –16.

**NAYS:** Alderman Copps. –1. **CARRIED.**

* * * * * * * * *

**Section 7 Re: Cab Driver Licence Application – John Sislian**

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. –16.

**NAYS:** Alderman Copps. –1. **CARRIED.**

## NOMINATING COMMITTEE – FIRST REPORT

## COMMITTEE OF THE WHOLE – THIRD REPORT

**Section 1 Re: Advanced Funding Program**

It was moved by Alderman Charters and seconded by Alderman Wilson that Section 1 of the Third Report of the Committee of the Whole be amended by deleting the figure $469,553 in the fourth line of sub-section (b) and substituting in lieu thereof the figure $457,553; and further by deleting the figure $96,500 in the fourth line of sub-section (c) and substituting in lieu thereof the figure $108,500; and further by

deleting Appendix "C" in its entirety and replacing it with the attached. **CARRIED.**

**Recorded vote as amended.**

**YEAS:** Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. –16.

**NAYS:** Alderman Copps. –1. **CARRIED.**

## ACTING MAYOR FOR THE MONTH OF MARCH, 1999

It was moved by Alderman Kiss and seconded by Alderman Copps that Alderman D. O'Sullivan be appointed Acting Mayor for the month of March, 1999. **CARRIED.**

* * * * * * * * * * * * * * * *

It was moved by Alderman Kiss and seconded by Alderman Copps that the Report of the Committee of the Whole on the Reports of the Planning and Development Committee, the Finance and Administration Committee, the City of Hamilton Licensing Committee, the Nominating Committee, the Committee of the Whole, and resolutions, be adopted.

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Copps, Collins, Eisenberger, Jackson, Charters, Anderson, Kelly, D'Amico, O'Sullivan. –17.

**NAYS:** -0. **CARRIED.**

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City Council then adjourned at 8:30 o'clock p.m.

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Taken as read and approved.

MAYOR R. M. MORROW
CHAIRMAN

J. J. Schatz
Municipal Clerk
February 23, 1999
JJS/dg

# CORRESPONDENCE

**Correspondence:**

1. Letter dated February 23, 1999 from Tania Bortolotto, Bortolotto Architect, respecting application for approval of a plan of subdivision "Parkway Manor".

   **Recommendation: Be Received.**

2. Letter dated February 25, 1999 from 1272689 Ontario Corporation, Alwilayad Islamic Assoc., c/o Hussein Ghaddar, for a change in zoning from "AA" (Agricultural) District to "R-4" (Small Lot Single Family Detached) District for lots 1-8 and from "AA" (Agricultural) District to "R-4" – 'H' (Small Lot Single Family Detached) District – Holding for Block 9 for property at Rexford Dr. and Robertsfield Dr.

   **Recommendation: Be Received.**

Bortolotto Architect

February 23, 1999

City Council
City of Hamilton
71 Main Street West
Hamilton, Ontario
L8P 4Y5

Attn: J.J. Schatz
Municipal Clerk

**Re: Application by 1125814 Ontario Inc. (Silvestri Investments)**
This letter is in regards to the application for approval of a plan of subdivision "Parkway Manor" before council recommended by the planning and development committee.

File No. ZAC-98-29
SAC-98-02

Dear Mr. Schatz,

This letter is in regards to concerns by Maria Bortolotto, owner of 843 West Fifth Street.

The following was stated in the notice of public meeting that took place on February 17th at City Hall: "The proposed changes in zoning is to permit the development of the subject lands in accordance with the proposed plan of subdivision "Parkway Manor"" (Regional File No. 25T-98005).

The plan of Parkway Manor as approved by the City and the area Residents cannot be developed as proposed to Council by Sivestri Investments because he does not own all of the land as shown in the proposed Parkway Manor plan. The land at 843 West Fifth street must first be severed in order to comply with the approved plan.

If this land cannot be developed, part of the subdivision will contain a large open, bare, patch of land, and many concerns arise. These are issues of safety in a large open unprotected area, issues of lighting and surveillance, maintenance, rear yards abutting the proposed cul-de-sac, and also issues of urban design that is not desirable in such a sub-division.

We are therefore requesting that these issues be resolved before the re-zoning application is granted to the applicant, Paul Sivestri.

Sincerely,

Tania Bortolotto, OAA
per Maria Bortolotto

cc Paul Silvestri, 1125814 Ontario Inc. 905-521-1144, 905-528-6328
Al Fletcher, A.J. Clarke and Associates Ltd. 905-319-8762, 905-319-8839
Frank D'Amico, Alderman Ward 8 905-546-2712 905-546-2535

130 Rosedale Valley Rd. S507, Toronto, Ontario, M4W 1P9
T: 416-324-9951 F: 416-324-9719 e-mail: tania@pathcom.com

# TRANSPORT & ENVIRONMENT COMMITTEE

**March 9, 1999**

# REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Transport and Environment Committee presents its **THIRD** Report for 1999 and respectfully recommends:

1. **No. 28 Case Street – Request to Remove a Reserved "Permit Parking" Space for a Disabled Resident**

   That the existing "Permit Parking" regulation on the south side of Case Street commencing at a point 69 feet west of Ruth Street and extending to a point 24 feet westerly therefrom, and on the north side of Case Street commencing at a point 170 feet west of Ruth Street and extending to a point 23 feet westerly therefrom, be removed and that the City of Hamilton Traffic By-law 89-72 be amended accordingly.

2. **No. 16 Niagara Street – Request for a Reserved "Permit Parking" Space for a Disabled Resident**

   (a) That a "Permit Parking" regulation be implemented on the east side of Niagara Street commencing at a point 153 feet north of Munroe Street and extending to a point 20 feet northerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly; and,

   (b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mrs. Muriel Clemons, 16 Niagara Street.

3. **No. 139 Albany Avenue – Request for a Reserved "Permit Parking" Space for a Disabled Resident**

   (a) That a "Permit Parking" regulation be implemented on the north side of Albany Avenue commencing at a point 242 feet east of Harmony Avenue and extending to a point 17 feet easterly therefrom, and that the City Traffic By-law 89-72 be amended accordingly; and,

   (b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Ms. Ann Keans, 139 Albany Avenue.

4. **No. 145 Ferrie Street East - Request for a Reserved "Permit Parking" Space for a Disabled Resident**

(a) That a "Permit Parking" regulation be implemented on the north side of Ferrie Street East commencing at a point 286 feet east of Mary Street and extending to a point 16 feet easterly therefrom; and that the City Traffic By-law 89-72 be amended accordingly; and,

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mr. John Chaika, 145 Ferrie Street.

5. **No. 438 MacNab Street North - Request for a Reserved "Permit Parking" Space for a Disabled Resident**

(a) That a "Permit Parking" regulation be implemented on the east side of MacNab Street North commencing at a point 56 feet north of Macauley Street West and extending to a point 18 feet northerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly.

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mrs. Joan Carubba, 438 MacNab Street North.

6. **No. 103 Gertrude Street - Request for a Reserved "Permit Parking" Space for a Disabled Resident**

(a) That a "Permit Parking" regulation be implemented on the north side of Gertrude Street commencing at a point 78 feet east of Rowanwood Street and extending to a point 20 feet easterly therefrom, and that the City Traffic By-law 89-72 be amended accordingly; and,

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mr. Richard Keast, 103 Gertrude Street.

7. **No. 79 Royal Avenue - Request to Remove a Reserved "Permit Parking" Space for a Disabled Resident**

That the existing "Permit Parking" regulation on the south side of Royal Avenue commencing at a point 231 feet west of Emerson Street and extending to a point 24 feet westerly therefrom be removed, and that the City Traffic By-law 89-72 be amended accordingly.

8. **No. 308 Cope Street - Request for a Reserved "Permit Parking" Space for a Disabled Resident**

(a) That a "Permit Parking" regulation be implemented on the east side of Cope Street commencing at a point 40 feet south of Barton Street East and extending to a point 19 feet southerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly; and,

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Ms. Beverly Lutz, 308 Cope Street.

9. **No. 204 Locke Street North - Request for a Reserved "Permit Parking" Space for a Disabled Resident**

(a) That a "Permit Parking" regulation be implemented on the east side of Locke Street North commencing at a point 68 feet south of Barton Street West and extending to a point 24 feet southerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly; and,

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Ms. Melanee McAulay, 204 Locke Street North.

10. **Greenshire Drive between Stanlow Crescent and Glenayr Street – Parking Regulations**

That a full-time "No Parking" regulation be implemented on the south and east sides of Greenshire Drive commencing 135 feet south of Stanlow Crescent and extending to a point 119 feet southerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly.

11. **Parking Regulations on Albright Road and Harrisford Drive adjacent to St. Luke School**

(a) That the existing "School Bus Loading Zone, 11:00 a.m. to 2:00 p.m., Monday to Friday" regulation on the east side of Harrisford Drive commencing at a point 165 feet south of Albright Road and extending 36 feet southerly be removed; and,

(b) That a "School Bus Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation be implemented on the south side of Albright Road commencing at a point 175 feet east of Harrisford Drive and extending 67 feet easterly; and,

(c) That the City Traffic By-law 89-72 be amended accordingly.

12. **Bay Street North between Strachan Street West and Barton Street West – Parking Regulations**

That the existing "No Stopping, 4:00 p.m. to 6:00 p.m., Monday to Friday" regulation on the west side of Bay Street North between Strachan Street West and Barton Street West be removed, and that the City Traffic By-law 89-72 be amended accordingly.

13. **North Side Redfern Avenue from Sanatorium Road to Jewel Street – Parking Regulations**

That the existing by law entry providing for a "One Hour Parking Time Limit, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation on the north side of Redfern Avenue from Sanatorium Road to Jewel Street be revised such that the regulation is in effect from 8:00 a.m. to 8:00 p.m., Monday to Friday, and that the City of Hamilton Traffic By-law 89-72 be amended accordingly.

14. **Herkimer Street, west of Locke Street South – Parking Regulations**

That a "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on the north side of Herkimer Street commencing 92 feet west of Locke Street South and extending to a point 403 feet westerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly.

15. **Caroline Street North between King Street West and Hunter Street West – Parking Regulations**

(a) That two-hour parking meters be installed on the west side of Caroline Street North from King Street West to Main Street West and from 73 feet south of Main Street West to Hunter Street West; and,

(b) That the "No Stopping, 4:00 p.m. to 6:00 p.m., Monday to Friday" (rush hour) regulation on the west side of Caroline Street North from King Street West to Hunter Street West be removed; and,

(c) That the City Traffic By-law 89-72 be amended accordingly.

16. **Parking Regulations on Lynbrook Drive and Rolston Drive adjacent to Westwood School**

(a) That the existing "School Bus Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on the west side of Rolston Drive commencing at a point 254 feet south of Miami Drive and extending 120 feet southerly be removed; and,

(b) That the existing "Wheel Chair Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on the south side of Lynbrook Drive commencing at a point 190 feet west of Rolston Drive and extending 25 feet westerly be removed; and,

(c) That a "School Bus Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation be implemented on the south side of Lynbrook Drive commencing at a point 175 feet west of Rolston Drive and extending 40 feet westerly; and,

(d) That the City Traffic By-law 89-72 be amended accordingly.

17. **Parking Regulations on East 26th Street adjacent to Eastmount School**

(a) That the existing "Taxi Stand, 7:00 a.m. to 6:00 p.m., Monday to Friday" regulation on the east side of East 26th Street commencing at a point 207 feet north of Queensdale Avenue and extending 80 feet northerly be removed; and,

(b) That a "School Bus Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on the east side of East 26th Street commencing at a point 284 feet north of Queensdale Avenue and extending 49 feet northerly; and,

(c) That a "Wheel Chair Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on the east side of East 26th Street commencing at a point 157 feet north of Queensdale Avenue and extending 25 feet northerly; and,

(d) That the City Traffic By-law 89-72 be amended accordingly.

18. **Hughson Street North between Macauley Street East and Picton Street East, Parking Regulations**

That the existing "Permit Parking" regulation on the west side of Hughson Street North commencing at Macauley Street East and extending to a point 212 feet southerly therefrom be removed, and that the City Traffic By-law 89-72 be amended accordingly.

19. **South Side of Rebecca Street, east of Hughson Street North, Parking Regulations**

That the first two metered parking spaces on the south side of Rebecca Street, east of Hughson Street North, be replaced with a full-time "No Parking" regulation commencing at Hughson Street North and extending to a point 80 feet easterly therefrom, and that the City Traffic By-law 89-72 be amended accordingly.

20. **Intersection of Upper Wentworth St. and Vineburg Dr., Intersection Control**

That eastbound and westbound traffic on Vineburg Drive be required to stop for northbound and southbound traffic on Upper Wentworth Street, and that the City Traffic By-law 89-72 be amended accordingly.

21. **Intersection of Richmond Street and Hill Street, Intersection Control**

That southbound traffic on Richmond Street be required to stop for eastbound and westbound traffic on Hill Street, and that the City Traffic By-law 89-72 be amended accordingly.

22. **Intersection of Dicenzo Drive and Torino Drive, Intersection Control**

That southbound traffic on Torino Drive be required to stop for eastbound and westbound traffic on Dicenzo Drive, and that the City Traffic By-law 89-72 be amended accordingly.

23. **Amendments to By-laws 89-72, 89-75 and 89-76**

That the general penalty provisions within the City of Hamilton Traffic By-laws 89-72, 89-75 and 89-76 be amended such that any person who contravenes any provision of these by-laws is guilty of an offence and is subject to a penalty as provided for under the *Provincial Offences Act*.

24. **No. 10 Ferndale Avenue – Request for a Wheelchair Loading Zone**

That a full-time "Wheelchair Loading Zone" regulation be implemented on the west side of Ferndale Avenue commencing at a point 110 feet south of Dunkirk Drive and extending to a point 28 feet southerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly.

25. **No. 267 West 2nd Street – Request for a Wheelchair Loading Zone**

That a "Wheelchair Loading Zone, 8:00 a.m. to 10:00 p.m., Monday to Friday" regulation be implemented on the east side of West 2nd Street commencing at a point 185 feet north of Wembley Road and extending to a point 28 feet northerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly.

26. **No. 161 Berkindale Drive - Request for a Wheelchair Loading Zone**

That a "Wheelchair Loading Zone, 8:00 a.m. to 5:00 p.m., Monday to Friday" regulation be implemented on the east side of Berkindale Drive commencing at a point 193 feet north of Bellamy Road and extending to a point 26 feet northerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly.

27. **School Bus Loading Zone on Britannia Avenue adjacent to Holy Family School**

That a "School Bus Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation be implemented on the south side of Britannia Avenue commencing at a point 20 feet west of the west curb line of Alice Street and extending 70 feet westerly, and that the City Traffic By-law 89-72 be amended accordingly.

28. **School Bus Loading Zone on Colcrest Street adjacent to St. Agnes School**

That the existing "School Bus Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation be implemented on the south side of Colcrest Street commencing at a point 118 feet east of the east curb line of Seabrooke Drive and extending 40 feet easterly be extended a further 58 feet easterly, and that the City Traffic By-law 89-72 be amended accordingly.

29. **No. 27 Mons Avenue, Request to Remove a "No Stopping, Wheelchair Loading Zone"**

That the existing "No Stopping, Wheelchair Loading Zone, 8:00 a.m. to 5:00 p.m., Monday to Friday" regulation on the north side of Mons Avenue, commencing at a point 48 feet east of Avondale Avenue and extending to a point 20 feet easterly therefrom, be removed, and that the City Traffic By-law 89-72 be amended accordingly.

30. **Brigade Drive at Byng Street, Corner Clearances**

That a "No Stopping" corner clearance be implemented on the north side of Brigade Drive commencing at a point 41 feet west of the west curb line of Byng Street and extending to a point 134 feet easterly, and that the City Traffic By-law 89-72 be amended accordingly.

31. **Appointment of Municipal Weed Inspectors**

(a) That the Director of Legal Services and Corporate Counsel be authorized to draft the appropriate by-law, appointing Municipal Weed Inspectors under The Weed Control Act, to permit the appointment of the following 23 inspectors:

| | | |
|---|---|---|
| R. Aldridge | J. Dodman | D. Pierce |
| P. Booker | A. Dore | A. Polowy |
| R. Boutcher | R. Duckworth | J. Pook |
| J. Bovaird | C. Gibbs | S. Taylor |
| D. Boyer | R. Guenther | P. Tompkins |
| R. Campanella | C. Manning | J. Turner |
| S. Capostagno | J. McShane | R. Yanke |
| R. Del Conte | T. Perry | |

(b) That By-Law 95-057 be repealed.

32. **The Hess Village Pedestrian Mall Authority, Outdoor Boulevard Cafe Agreement and Encroachment Fee Formula**

(a) That the Hess Village Pedestrian Mall Authority's proposed formula for an Outdoor Boulevard Café encroachment fee as follows, be approved:

6/12 of market value per square foot x 10% = amount per square foot to be charged; and,

(b) That the Hess Village Pedestrian Mall Authority's proposed Outdoor Boulevard Café Agreement, attached as Appendix "A", be approved.

33. **Proposed Roadway Alteration of Delawana Drive, west of Centennial Parkway and Centennial Parkway, south of Delawana Drive**

(a) That the proposed alteration of Delawana Drive from approximately 70 meters west of Centennial Parkway to approximately 30 meters west of Fairington Crescent be advertised under Section 300 of the Municipal Act being Chapter M.45 of the Revised Statutes of Ontario 1990; and,

(b) That the proposed alteration of Centennial Parkway from approximately 50 meters south of Delawana Drive to approximately 40 meters north of Vineyard Road be advertised under Section 300 of the Municipal Act being Chapter M.45 of the Revised Statutes of Ontario 1990; and,

(c) That the necessary Road Alteration By-law be prepared by the Commissioner of Public Works and Traffic in a form satisfactory to the Municipal Solicitor and advertised by the Municipal Clerk; and,

(d) That the Cadillac Fairview Corporation Limited be responsible for all costs relating to these roadway alterations on Centennial Parkway and Delawana Drive; and,

(e) That the Cadillac Fairview Corporation Limited be required to enter into an appropriate agreement with the City of Hamilton for these road works in a form satisfactory to the Municipal Solicitor; and,

(f) That the Cadillac Fairview Corporation Limited be advised of these actions.

34. **1999 Servicing Expenditures Related to Subdivisions**

(a) That the submitted schedules of works be adopted for inclusion in the Subdivision Agreements with the Owners for the estimated costs of services in

**"CORNERSTONE ESTATES", Hamilton**

City's share – NIL -, Owner's share $ 202,501.49

**"EFFORT GARDENS – PHASE 2", Hamilton**

City's share $ 53,793.37, Owner's share $ 39,143.50

**"TIFFANY – PHASE 3", Hamilton**

City's Share $ 56,927, Owner's Share $ 418,085; and,

(b) That the Mayor and Municipal Clerk be authorized and directed to execute the proposed Subdivision Agreements with the Owners of "Cornerstone Estates", "Effort Gardens – Phase 2" and "Tiffany – Phase 3", Hamilton as well as and any other related documents for these Subdivisions subject to the approval of the Director of Legal Services and Corporate Counsel; and,

(c) That the approval of the above-noted clauses be subject to the condition that no work be commenced until the Final Plan and Subdivision Agreement have been registered; and,

(d) In the event that the owner wishes to proceed prior to the registration of the Final Plan and Subdivision Agreement being registered the owner should be allowed to do so at their own risk provided that they enter into a standard agreement with the City of Hamilton for pre-servicing; and,

(e) That the City's share of services in "Effort Gardens – Phase 2" ($53,793.37) and "Tiffany – Phase 3" ($56,927) be approved and that the Finance and Administration Committee recommend the source of funding.

35. **City of Hamilton's "Flat Rate Fee" for Recovery of Servicing Costs Associated with 0.30 metre Reserves**

(a) That the City's "Flat Rate Fee" for recovery of outstanding municipal servicing costs associated with 0.30 metre reserves, be adjusted from the present rate of $ 337.00 per metre of property frontage and/or flankage to $ 373 per metre of property frontage and/or flankage for 1999; and,

(b) That the revised "Flat Rate Fee" be applied to all costs recovered in 1999 along 0.30 metre reserves after adoption of the proposed rate in sub-section (a) above.

36. **Declaration of Surplus Property – 14 Cheever Street**

(a) That 14 Cheever Street, Car Park 46B be declared surplus to the requirements of the City of Hamilton in accordance with Real Property Sales Procedural By-law 95-049; and,

(b) That the Real Estate Division be authorized and directed to sell this property in accordance with the Real Property Sales Procedural By-law 95-049.

37. **Declaration of Surplus Properties**

(a) That the following properties be declared surplus to the requirements of the City of Hamilton in accordance with the Real Property Sales Procedural By-law 95-049:

(i) 573-575 York Boulevard; and,

(ii) North/south alleyway from Glenfern Avenue to Amelia Street, and east/west alleyway from the west limit of the north/south alleyway to approximately 41 feet east; and,

(iii) Unopened road allowance, Cathcart Street from Barton Street southerly to the existing chain link fence 38.5 metres north of Robert Street, 38.5 metres north of Robert Street and east/west alleyway, south of Barton Street from Cathcart Street easterly for 13.79 metres; and,

(b) That the Real Estate Division be authorized and directed to sell these properties in accordance with the Real Property Sales Procedural By-law 95-049.

38. **Snow Clearing Charges – Commercial Properties**

(a) That as per By-law 86-77, the Commissioner of Public Works and Traffic be authorized to clear snow from commercial properties 24 hours after a snowfall, regardless if it has started to snow again; and,

(b) That courtesy notices be given by the Department of Public Works and Traffic at the time of the event, or previous to the day, based on the history of the property.

39. **Vendor Program for Street Locations – Authority to Issue Request for Proposals**

(a) That the Commissioner of Public Works and Traffic be authorized to finalize and issue a Request for Proposals to solicit vendor operators for approved locations based on a term of three years commencing 1999; and,

(b) That the following locations be approved for vendor operations:

One vendor at: Southwest corner – James Street and King Street West
Stelco Tower (north side of King Street West)

City Hall forecourt
Court House (between Hughson St. and John St. S.)
Northeast corner – King St. W. and Bay St. at Standard Life Building
Southeast corner – Bay and York Streets; and,

(c) That a Review Committee comprised of the Commissioner of Public Works and Traffic (or designate), the Special Events Liaison Officer and Purchasing Division representative be authorized to receive and review submissions using evaluation criteria attached to this report and dated November 1998 and recommend vendor operators for consideration by the Transport and Environment Committee, exclusive of the HECFI/Copps Coliseum locations; and,

(d) That the General Manager, Finance, be requested to ensure that appropriate accounting procedures are in place for the program; and,

(e) A draft agreement be prepared in a form satisfactory to the Director of Legal Services and Corporate Counsel for recommendation by the Review Committee.

40. **Bills**

That the following Bills be adopted, signed, sealed and enrolled as By-laws:

(a) A- 9 A By-law to amend Traffic By-law No. 89-72 to Regulate Traffic

(b) A-10 A By-law to amend Traffic By-law No. 89-72 to Regulate Traffic

(c) A-11 A By-law to Amend By-law No. 87-144 respecting Municipal Weed Inspectors

(d) A-12 A By-law to Amend By-law No. 80-179 Respecting the Hess Street Village Pedestrian Mall

**Respectfully Submitted,**

**ALDERMAN CHAD COLLINS, CHAIRMAN**
**TRANSPORT AND ENVIRONMENT COMMITTEE**

**Carolyn Biggs**
**Acting Secretary**
**March 1, 1999**

Appendix "A" as referred to in
Section 32 of the Third Report
of the Transport and Environment
Committee for 1999

**DATED:**

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**THE HESS VILLAGE PEDESTRIAN MALL AUTHORITY**

**- and -**

**(insert name of applicant)**

---

**TWO PARTY**

**OUTDOOR BOULEVARD CAFE AGREEMENT**

**ADDRESS:**

**THIS AGREEMENT made this day of , 19**

**BETWEEN:**

**THE HESS VILLAGE PEDESTRIAN MALL AUTHORITY**

**(hereinafter called "The Mall Authority")**

**OF THE FIRST PART**

**-and-**

**(insert name of applicant)**

**(hereinafter called "the Applicant")**

**OF THE SECOND PART**

**WHEREAS the Applicant is the registered owner or tenant/lessee of the property known municipally as (insert municipal address, Hamilton, Ontario) in The Hess Village Pedestrian Mall Authority, more particularly described in Schedule "A" attached hereto;**

**AND WHEREAS the Applicant carries on the business of a restaurant at the above address;**

**AND WHEREAS By-law 80-183 of the Corporation of The City of Hamilton entrusts to The Hess Village Pedestrian Mall Authority, the maintenance, control, operation and management of "The Hess Village Pedestrian Mall" and, states that no person shall use any part of the pedestrian mall or way for commercial or business purposes without first obtaining a permit from The Hess Village Pedestrian Mall Authority and, every applicant for a permit shall make an application in writing to the Authority on a form provided by the Authority and shall pay the Authority the rates prescribed by the Authority and approved of by the Council of The Corporation of the City of Hamilton.**

**NOW THEREFORE the parties hereto covenant and agree as follows:**

1. That the Applicant, being the registered owner or tenant/lessee of the premises known municipally as (**insert municipal address, Hamilton, Ontario**) may during the pleasure of The Hess Village Pedestrian Mall Authority, operate an outdoor boulevard cafe from April 1st to October 31st inclusive of each year on the lands being part of the road allowance (**insert street name, Hamilton, Ontario**) and may place and maintain the encroachment of:

   (a) a boulevard cafe measuring (**describe nature of encroachment**)

   (hereinafter referred to collectively as "the works") as shown on a sketch attached hereto as Schedule 'B', but so as not to interfere with the free and safe passage of persons and vehicles using the said road allowance.

2. This Agreement is subject to the rights of the Hess Village Pedestrian Mall Authority and the Corporation of the City of Hamilton and the Regional Municipality of Hamilton Wentworth to use the road allowance for their purposes as required.

3. All fees, costs and expenses due and payable by the Applicant to the Hess Village Pedestrian Mall Authority, or paid or incurred by the Hess Village Pedestrian Mall Authority under this Agreement, may in the event of default of such payment, be recovered by the Hess Village Pedestrian Mall Authority by distraint or lawsuit and the Hess Village Pedestrian Mall Authority may in addition, thereupon terminate this Agreement as provided in paragraph 11 herein.

4. The Appicant shall pay a first year fee of $_____ to the Hess Village Pedestrian Mall Authority. Payment will be made 50% by June 30 of the first year and 50% by September 30 of the first year.

5. The Applicant shall pay to the Hess Village Pedestrian Mall Authority a yearly fee every year during the currency of this Agreement the annual sum or fee of $ ____ _(representing 6/12 of the annual fee from April 1st to October 31st), or such sum or fee as may be determined by the Hess Village Pedestrian Mall Authority from time to time, through payments of 50% of the fee by June 30 and 50% of the fee by September 30.

6. The Applicant shall and does hereby at all times covenant to indemnify and save harmless the Hess Village Pedestrian Mall Authority and the Corporation of the City of Hamilton, from and against all actions, causes of action, interests, claims, demands, costs, damages, expenses, or loss howsoever arising which the Hess Village Pedestrian Mall Authority and/or the Corporation of the City of Hamilton, or either of them, may bear, suffer or be put to by reason of any damage to property, injury or death to any person as a result of the privilege herein allowed to the Applicant. At the time of the execution of this Agreement, the Applicant shall deliver to the

Hess Village Pedestrian Mall Authority an endorsement from its commercial general liability insurance policy confirming that the Hess Village Pedestrian Mall Authority and the Corporation of the City of Hamilton have been named as additional insureds for third party bodily injury and property damage arising out of the granting of the privilege set out in this Agreement to a limit of not less than Three Million Dollars ($3,000,000) or such other amount that may be required by the Hess Village Pedestrian Mall Authority from time to time. Or, if the Applicant is serving liquor, the insurance certificate shall also include Five Million Dollars ($5,000,000) of coverage including liquor license liability insurance indemnifying the Hess Village Pedestrian Mall Authority and the Corporation of the City of Hamilton. This policy or policies shall include a cross-liability and waiver of subrogation clause in respect of each named insured and shall be kept in force by the Applicant during the term of this Agreement. Upon written request by the Hess Village Pedestrian Mall Authority, the Applicant shall forthwith deliver to the Hess Village Pedestrian Mall Authority endorsements for the aforesaid policy current for that year.

7. In no case whatsoever shall compensation be payable to the Applicant for improvements (if any) to the road allowance.

8. (a) The Applicant shall at all times keep and maintain the works in a good and proper state of repair and safety.

(b) The Applicant shall remove all of their installations and cafe appurtenances related to the operation of the outdoor boulevard cafe from the road allowance during the period of November 1st to March 31st inclusive of each year and shall restore the road allowance to the satisfaction of the Hess Village Mall Authority.

9. Only the works herein authorized may be erected by the Applicant.

10. The design, construction and location of the said works shall be previously approved by the Hess Village Pedestrian Mall Authority and described in the Outdoor Boulevard Cafe Technical Design Specifications attached as Schedule 'C', and shall be erected and maintained in all respects by the Applicant to the approval of the Hess Village Pedestrian Mall Authority. The fact that the Hess Village Pedestrian Mall Authority shall have been satisfied with the design, location and construction shall in no way discharge or modify any liability or obligation of the Applicant that may arise from this Agreement.

11. If on the erection of the said works any act or thing shall be contrary to the order or direction of the Hess Village Pedestrian Mall Authority, or if any act or thing shall be done of which the Hess Village Pedestrian Mall Authority shall disapprove, or if in the opinion of the Hess Village Pedestrian Mall Authority the Applicant shall fail to maintain the said works in a safe condition, the Hess Village Pedestrian Mall

Authority shall verbally or in writing require the Applicant to alter or repair the same, and if same shall not be altered or repaired within forty-eight (48) hours after such requirement, or if the Applicant shall neglect or refuse to remove the said works or thing within thirty (30) days after notice to remove the same shall have been delivered or posted as mentioned in paragraph 18 of this Agreement, then and in any such case the Hess Village Pedestrian Mall Authority may cause the required work to be done either by its own servants or by some other person, and the cost of any such work may be recovered by the Hess Village Pedestrian Mall Authority as set out in paragraph 3 of this Agreement.

12. This Agreement may be terminated at any time by the Hess Village Pedestrian Mall Authority or the Applicant for any reason after the delivery to the other of written notice of its intention to terminate at least thirty (30) days prior to such termination.

13. Notwithstanding paragraph 12 of this Agreement, this Agreement will immediately terminate upon the Applicant ceasing to be the registered owner or tenant/lessee of the premises described in paragraph 1 herein.

14. Within thirty (30) days of the delivery by the Applicant to the Hess Village Pedestrian Mall Authority of notice of its intention to terminate this Agreement or upon receipt of such notice from the Hess Village Pedestrian Mall Authority, the Applicant shall 1remove the said works and restore the part of the road allowance occupied by the works to a condition acceptable to the Hess Village Pedestrian Mall Authority.

15. The Applicant shall observe and comply with all parliamentary and legislative enactments and with all By-laws and regulations of the Hess Village Pedestrian Mall Authority and the Corporation of the City of Hamilton, and all notices, orders and demands given by the Hess Village Pedestrian Mall Authority through its Chairman respecting the subject lands and the works thereon.

16. This Agreement is subject to all rights now or that may hereafter be vested in the Hess Village Pedestrian Mall Authority and the Corporation of the City of Hamilton, or any gas, telephone, telegraph, electric light, or other utility company, in respect of the care and improvement of the streets, the construction, repair, replacement, or removal of sewers, watermains, culverts, drains, water or gas pipes or the placing of poles or wires (herein called "services") therein. The Hess Village Pedestrian Mall and the Corporation of the City of Hamilton expressly reserves to themselves the right to construct services or permit services to be constructed therein. The Applicant shall not be entitled to any damages by reason of the exercise of the Hess Village Pedestrian Mall Authority's or the Corporation of the City of Hamilton's

rights contained in this paragraph and the Applicant shall, at his/her own expense, carry out such alteration of the works as the Chairman may direct.

17. No length of time or of enjoyment by the Applicant shall enure to give any right, title or interest to the Applicant or his successors in title, in the subject lands or to maintain the said works on, under, across or above, as the case may be, the said road allowance or shall deprive the Hess Village Pedestrian Mall Authority or the Corporation of the City of Hamilton by the operation of any limitation period or otherwise of any right to require the removal thereof and restoration of the road allowance.

18. Any notice to be given to the Hess Village Pedestrian Mall Authority shall be delivered or posted by prepaid registered mail addressed to:

The Hess Village Pedestrian Mall Authority
**(insert The Mall Authority's address)**

_____
_____
_____

or such other addresses as may hereafter be assigned.
Any notice to be given to the Applicant shall be delivered or posted by prepaid registered mail addressed to the Applicant at:

**(insert Applicant's address)**

If any question arises as to whether any notice was or was not communicated by one party to the other, it shall be deemed to have been effectively communicated or given on the day delivered or on the fifth (5th) day after it was mailed, despite any strikes, lockouts or other disruption of mail service, whichever is the earlier.

19. If any provision of this Agreement shall become illegal or unenforceable in whole or in part, the remaining provisions shall nevertheless be valid, binding and subsisting.

20. This Agreement shall be governed by the laws of the Province of Ontario and the laws of Canada applicable therein, and shall be treated in all respects as an Ontario contract.

SIGNED SEALED AND DELIVERED
in the presence of:

THE HESS VILLAGE PEDESTRIAN MALL AUTHORITY

_____
Chairperson

_____
signature of witness

_____
Vice-Chair

_____
Date

_____
print name & address of witness

Applicant:

_____

_____

_____
Date

In the event that the applicant herein is the tenant of the property, the registered owner of the property shall consent to and agree to be bound by the provisions herein.

Signed, Sealed:

_____
_____

Registered Owner:

_____
_____

Date:

_____

# PARKS & RECREATION

# COMMITTEE

**March 9, 1999**

# REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Parks and Recreation Committee presents its **THIRD** Report for 1999 and respectfully recommends:

1. **Delta Secondary School 75th Anniversary Back Campus Renewal Project**

That $60,000 be allocated from the Reserve for Redhill Creek Development, Account No. CH 00214 for the Delta Secondary School 75th Anniversary Back Campus Renewal Project.

2. **City of Toronto Bid to host the XXIX Summer Olympic Games**

**Whereas** the Canadian Olympic Association at its regularly scheduled meeting held in Calgary on April 17, 1998 voted to grant approval to the City of Toronto's application to represent Canada's bid to host the 29th Olympiad in 2008 subject to the dictates of the International Olympic Committee Charter; and,

**Whereas** the City of Toronto Council on July 9 passed a motion to ratify the agreement between the Canadian Olympic Association and the City that detailed the terms required and outlined the mandate for the operation of TO-Bid, the organization authorized to present the Toronto bid for the Summer Olympic Games in 2008; and,

**Whereas** the Ontario Legislature on December 3, 1998 unanimously endorsed a Bill introduced by Morley Kells, the Ontario Olympic Commissioner, to support the City of Toronto's bid to host the 29th Summer Olympic Games and encourage participation by all of Ontario's communities in the bid proposal and subsequent presentation of the Olympiad; and,

**Whereas** the International Sports Federations representing the 140 athletic competitions and the IOC delegates who cast the deciding votes in 2001 will be influenced favourably by province-wide public support for the Toronto bid;

**Now Therefore Be It Resolved** that the Council of the City of Hamilton endorses the tenets of support called for by the Bill entitled: An Act to endorse the proposed bid of the City of Toronto to host the XXIX Summer Olympic Games, and further that this Council agrees with the principles of *"building a peaceful and better world by educating youth through sport practised without discrimination of any kind and in the Olympic spirit, which requires mutual understanding with a spirit of friendship, solidarity and fair play"* as described in the IOC Charter.

The Council further agrees to have this endorsement joined to that of other jurisdictions as a display of provincial solidarity behind this universally acclaimed undertaking.

3. **Sale of Alcohol Beverages – Various Parks**

That approval, as required by the Parks By-law 95-126 as amended, Section 11, and under the Standard Terms and Conditions of the Special Events Guidelines, be given to the following organizations to allow the sale of alcohol in the locations and on the dates specified:

(a) Wentworth Adult Mixed Slo-Pitch League, May 28, 29 30, and July 24, 25, 1999, Turner Park; and,

(b) Hamilton Oldtimers' Baseball Organization - August 14, 15, 1999, Mohawk Sports Park; and,

(c) Hamilton District Slo-Pitch League - May 8, and August 14, 1999, Globe Park; and,

(d) Hamilton Touch Football Assoc. - May 29, 30, 1999, Mohawk Sports Park; and,

(e) Hamilton Regional Cancer Centre, July 23, 24, and 25, 1999, Globe Park; and,

(f) Gourley Park Community Association, July 2, 3, 4, 1999 (Rain July 9, 10, 11), James MacDonald School Park; and,

(g) Hamilton Wentworth Police Association - July 9, 10, 11, 1999, Turner Park; and,

(h) ScotiaBank Slo-Pitch Tournament – September 18, 1999, Turner Park.

4. **Fireworks Displays in Parks, Sale of Alcohol Beverages**

That approval, as required by Section 17 (1) and Section 26 of the Fireworks By-law 90-198 and Section 5 and Section 11 of Parks By-law 95-126 as amended, be given to the organizations as follows:

(a) Kirkendall Recreation Association, Highland Gardens Park, May 24, 1999 (rain date: May 25, 1999); and,

(b) Feast of St. Anthony's Celebrations, Ivor Wynne Stadium, June 13, 1999; and,

(c) Communita Raculmutese Maria SS Del Monte, Bayfront Park, June 20, 1999; and,

(d) City of Hamilton, General Manager – Community Services Division, July 1, 1999, Bayfront Park, Hamilton Harbour

to hold a Fireworks Display and serve alcoholic beverages on City Property on dates specified, subject to the Terms and Conditions of the Special Event Guidelines.

5. **New Mum Show Sub-Committee - Amended Composition and Appointment of New Members**

(a) That the composition of the New Mum Show Sub-Committee be amended from ten members (two Members of the Parks and Recreation Committee and eight citizen members) to nine members (3 members of the Parks and Recreation Committee and six citizen members); and,

(b) That, notwithstanding Section 11(b)(ii) of the FIFTH Report of the Finance and Administration Committee for 1998 as adopted by City Council on February 10, 1998 requiring that all citizen member vacancies on City Committees be advertised, Judy and Richard Lockley be appointed to serve on the New Mum Show Sub-Committee for a term to expire November 30, 2000 to fill the citizen member vacancies on the Committee.

6. **Licence Renewal Agreement – Ontario Hydro, west side of Birch Avenue between Harvey and Huron Streets**

(a) That the City of Hamilton enter into a Licence Renewal Agreement with Ontario Hydro to lease the lands on the west side of Birch Avenue between Huron and Harvey Streets for parks purposes; and,

(b) That the Licence Renewal Agreement contain the following terms and conditions:

(i) Term - Commences October 1, 1994 and terminates September 30, 2004; and,

(ii) Rental Rate - $1 per year plus any applicable taxes; and,

(iii) The City of Hamilton will assume all liabilities arising out of this recreational use; and,

(iv) The construction of any structures and installation of recreational facilities must be approved by Ontario Hydro prior to installation; and,

(c) That the rental rate of $1 per year plus and applicable taxes be charged to Account CH 5X921 00102 (Reserve for Property Purchases- Parks); and,

(d) That the Mayor and Municipal Clerk be authorized and directed to execute a Licence Renewal Agreement in a form satisfactory to the Director of Legal Services and Corporate Counsel.

7. **Hamilton Civi[illegible]f Courses – 1999 Rates and Fees**

(a) That the 1999 Schedule for Rates and Fees for Hamilton Civic Golf Courses, appended hereto as Appendix "A", be approved; and,

(b) That approval allow for implementation in advance of the current budget process to enable the preparation of marketing materials and administrative procedures in time for the opening of the 1999 golf season; and,

(c) That new rate categories be established as follows:

- weekend green fee rate (Friday, Saturday, Sunday and Statutory Holidays)
- twilight 9 hole rate; and,

(d) That, in the event that the golf course revenues exceed the bottom line (all costs in) budget, any surplus be directed to the capital reserve fund established for golf course maintenance/repair.

8. **International Children's Games Millennium Festival – Authorization for Chair/Designate and Volunteer Committee Chairman to Travel**

(a) That the Chairman of the Parks and Recreation Committee (or designate) and Mr. John Kiriakopolous, Chairman, International Children's Games Millennium Festival be authorized as per City Council Policy, to travel to Lausanne, Switzerland from March 21 to March 25, 1999 to meet with the Board of Directors of the International Children's Games and with officials of the travelling International Olympic Museum relative to the International Children's Games Millennium Festival, to be held in Hamilton, July 1 to July 8, 2000; and,

(b) That expenses incurred relative to this delegation be charged to Account No. CH 24106 00001 – International Children's Games Millennium Festival.

9. **Royal Bank Aquafest 1999 – Bayfront Park, July 22 to July 25, 1999**

That approval as required by Parks By-law 95-126, Section 11, Section 29, Section 35 and Section 37 to sell alcoholic beverages, to bring animals in a park and to park vehicles in a park be given to the Regional Municipality of Hamilton Wentworth to use Bayfront Park to host the Royal Bank Aquafest, July 22 to July 25, 1999 from 9:00 o'clock a.m. to 11:00 o'clock p.m. subject to the Standard Terms and Conditions of the Special Event Guidelines including:

(a) That the Alcohol and Gaming Commission of Ontario be advised that the Kinsmen Club will be applying for a Special Occasion Permit under community festival of municipal significance; and,

(b) That the Royal Bank Aquafest organizers be granted permission to charge a $5 unlimited admission fee ("Shore Pass") to a portion of Bayfront Park on specific dates; July 23, July 24 and July 25, 1999 and a $5 parking fee according to the Special Events Guidelines; and,

(c) That the Public Boat Ramp launch be closed to the public from July 24 to July, 25, 1999 inclusive to accommodate pedestrian safety and boat manoeuvring for the Lakeport International Hydroplane Regatta.

10. **Y95.3 Taste of Hamilton, Bayfront Park, June 24 to June 27, 1999**

(a) That approval, as required by Section 17 (1) and Section 26 of the Fireworks By-law 90-198 and Section 5, Section 11 and Section 29 of Parks By-law 95-126 as amended, be given to CJXY FM A Division of WIC Communications (Y95.3 FM) to sell alcoholic beverages, park vehicles and host fireworks display at the Y95 Taste of Hamilton event in Bayfront Park, June 24 to June 27, 1999 inclusive, and:

(b) That an entrance fee of $2 (for unlimited entrance) be permitted to be charged to participants to enter the enclosed festival grounds of the park over the duration of the event, and;

(c) That a parking fee of $5 be permitted to be charged to park vehicles in Bayfront Park, and;

(d) That the above items are subject to the Terms and Conditions of the Special Events Guidelines.

11. **Canada Day Celebrations, Sponsorship by McKeil Marine Limited**

(a) That the City accept, in accordance with the Corporate Donations Policy, a donation of $10,000 by McKeil Marine Ltd., said funds to be used to enhance the 1999 Canada Day Fireworks Celebrations; and,

(b) That, in recognition of this generous contribution and continuing services in kind, McKeil Marine Ltd. be recognized as a major sponsor of the 1999 Canada Day Celebrations and Fireworks display.

12. **Hamilton Beach Project – Amendment to Purchase Agreement with HRCA regarding surplus MTO Properties**

(a) That with respect to the surplus MTO lands being acquired at no cost by the City from the Hamilton Region Conservation Authority as part of the Hamilton Beach Implementation project, the said lands be acquired subject to the following conditions specified by MTO:

(i) when the former MTO surplus lands are re-sold by the City, the City agrees that the net proceeds of such sales shall be deposited by the City with the Waterfront Regeneration Fund, and,

(ii) these proceeds deposited with the Fund are to be used by the City as the City's share of Hamilton Beach Waterfront Trail project costs, matching those project costs being funded in part by other deposits with the Waterfront Regeneration Fund; and,

(b) That the Mayor and Municipal Clerk be authorized to execute the necessary documentation in a form satisfactory to the Director of Legal Services and Corporate Counsel.

13. **1999 User Fee Increases for Museum Admission and Programmes and Rental Fee Policy for the Hamilton Museum of Steam and Technology**

(a) That the proposed increases to user fees including admissions and programmes for the Museums of the Culture and Recreation Department attached hereto as Appendix "B", be approved; and,

(b) That the new Rental Fee Policy for the newly refurbished space in the Woodshed of the Hamilton Museum of Steam and Technology attached hereto as Appendix "C" be approved.

**Respectfully Submitted,**

**ALDERMAN B. MORELLI, CHAIRMAN**
**PARKS AND RECREATION COMMITTEE**

**T. Agnello**
**Secretary**
**March 1, 1999**

HAMILTON CIVIC GOLF COURSES - 1999 PROPOSED RATES AND FEES SCHEDULE B

A. SEASONAL RATES:

| CATEGORY | CHEDOKE BOTH | | CHEDOKE MARTIN | | CHEDOKE BEDDOE | | KINGS FOREST | | ALL COURSE | |
|---|---|---|---|---|---|---|---|---|---|---|
| Rates include GST | 1998 | 1999 | 1998 | 1999 | 1998 | 1999 | 1998 | 1999 | 1998 | 1999 |
| ADULT | $1,050 | $1,102 | $645 | $677 | $900 | $945 | $1,050 | $1,102 | $1,150 | $1,265 |
| ADULT NON- RESIDENT | $1,150 | $1,265 | $745 | $820 | $1,000 | $1,100 | $1,150 | $1,265 | $1,250 | $1,500 |
| COUPLES | $2,000 | $2,100 | $1,190 | $1,250 | $1,700 | $1,785 | $2,000 | $2,100 | $2,200 | $2,310 |
| COUPLES - NON RESIDENT | $2,100 | $2,310 | $1,290 | $1,420 | $1,800 | $1,980 | $2,100 | $2,310 | $2,300 | $2,760 |
| FAMILY | $2,150 | $2,257 | $1,340 | $1,407 | $1,900 | $1,995 | $2,100 | $2,205 | $2,450 | $2,695 |
| FAMILY - NON-RESIDENT | $2,250 | $2,475 | $1,440 | $1,585 | $2,000 | $2,200 | $2,200 | $2,420 | $2,550 | $3,060 |
| JUNIOR | $250 | $300 | $150 | $200 | N/A | N/A | $250 | $300 | $350 | $400 |
| JUNIOR -NON-RESIDENT | $350 | $385 | $250 | $275 | N/A | N/A | $350 | $385 | $450 | $540 |
| INTERMEDIATE | $630 | $662 | $400 | $420 | $540 | $567 | $630 | $662 | $690 | $759 |
| INTERMEDIATE NON-RESIDEN | $730 | $803 | $500 | $550 | $640 | $705 | $730 | $805 | $790 | $948 |
| PENSIONER (weekday) | $735 | $740 | $430 | $435 | $630 | $635 | $735 | $740 | $805 | $845 |
| PENSIONER - NON-RESIDENT | $835 | $918 | $530 | $583 | $730 | $803 | $835 | $918 | $905 | $1,086 |
| WEEKDAY | $735 | $772 | $430 | $452 | $630 | $662 | $735 | $772 | $805 | $885 |
| WEEKDAY - NON-RESIDENT | $835 | $918 | $530 | $583 | $730 | $803 | $835 | $918 | $905 | $1,086 |
| B. GREEN FEES | | | | | | | | | | |
| WEEKDAY 18 HOLES | N/A | N/A | $26 | $28 | $30 | $32 | $32 | $35 | N/A | N/A |
| WEEKEND 18 HOLES (Fri, Sat, Sun & Stat. Hol.) | N/A | N/A | N/A | $30 | N/A | $35 | N/A | $40 | N/A | N/A |
| PENSIONER/JUNIOR* | N/A | N/A | $19 | $21 | $23 | $25 | $25 | $28 | N/A | N/A |
| TWILIGHT - 18 HOLES | N/A | N/A | $17 | $19 | $21 | $23 | $23 | $25 | N/A | N/A |
| TWILIGHT - 9 HOLES | N/A | N/A | N/A | $10 | N/A | $12 | N/A | $13 | N/A | N/A |

*SEASONAL NOTES:*

- 5 day/Pensioner - Mon-Fri excluding weekends & holidays.
- Intermediate Age: 20 years & under.
- Junior Age: 17 years & under.
- Junior members are subject to the following restricted playing times at all courses: Mon-Fri, 10am - closing & Sat, Sun & holidays, 12pm to closing.
- Family rate criteria is: Two adults in a family relationship & dependents 20 & under of the same family.
- All seasonal passes include OGA/CLGA handicap/membership cards - Game fee $20. extra.

*GREEN FEE NOTES:*

- Monday-Friday only (Excluding holidays)
- Twilight hours both weekdays & weekends after 4:00 p.m. (twilight hrs. move ahead towards later part of the season.

SEASONAL RATES: PLAN "B"

| | ADULT | | COUPLES | | FAMILY | | JUNIOR | | INTERMEDIATE | | PENSIONER | | WEEKDAY | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | 1998 | 1999 | 1998 | 1999 | 1998 | 1999 | 1998 | 1999 | 1998 | 1999 | 1998 | 1999 | 1998 | 1999 |
| Hamilton Residents- City Wide | $350 | $368 | $650 | $683 | $1,050 | $1,103 | $100 | $105 | $200 | $210 | $250 | $263 | $250 | $263 |
| Non Residents - City Wide | $450 | $495 | $750 | $825 | $1,150 | $1,265 | $200 | $220 | $300 | $330 | $350 | $385 | $350 | $385 |

PLAN "B" NOTES:

- pay a reduced initial seasonal fee plus an outing fee each time you play.
- 7 or 5 day (5 day pass restricted from weekends & holidays).
- full seasonal privileges.
- ideal for the once-a-week player
- outing fees (50% of green fees) dependent on course and time of play.

**Appendix "B" as referred to in Section 13 (a) of the Third Report of the Parks and Recreation for 1999**

Note: GST is included in the fees listed below.

Proposed new fees appear in bold.

i) That the current admission fees for The Hamilton Museum of Steam and Technology in general public and group tours categories be revised as outlined below effective 1 June 1999.

General Public/Casual Visitor Admission

*This is the core function of museum operations, which offers universal access and provides community benefit – programmes offered during public hours.*

| Category | Current Fee | Proposed Fee |
|---|---|---|
| Adult | 3.75 | **4.00** |
| Senior | 3.25 | **3.50** |
| Student | 2.75 | **3.00** |
| Child (6 yrs. -14 yrs. inclusive) | 2.25 | **2.50** |
| Family | 11.00 | 11.00 |
| Child 5 yrs. of age and under free | Complimentary | Complimentary |

Group tours/Community, Travel Trade

*This category provides economic spin offs through tourism and additional revenues using museums as innovators of group travel.*

| | | |
|---|---|---|
| Adult/senior | 3.25 | **3.50** |
| Student/Child | 2.25 | **2.50** |

ii) That the current admission fees for Dundurn Castle for special programmes be revised as outlined below effective immediately.

Special Programmes

*Special events and programmes enhance the museum experience and help to build audiences.*

| | Current Fee | Proposed Fee |
|---|---|---|
| Christmas Evening Tours | 12.00 | **15.00** |

Appendix "C" as referred to in Section 13 (b) of the Third Report of the Parks and Recreation Committee for 1999

# THE HAMILTON MUSEUM OF STEAM AND TECHNOLOGY MULTI-PURPOSE ROOM RENTAL POLICY

The rental policy is in place to establish, in priority, the individual(s) or group(s) who has first option for rental; to establish rental rates and any applicable rental subsidies for eligible individual(s) or group(s); and to define deposit and refund criteria.

## ROOM RENTAL PRIORITY:

- Museum Programming (including school groups and meetings of groups working in co-operation with museum)
- For profit private individuals, business, and corporations
- Not-for-profit groups and registered charitable organizations
- Other

## ROOM CAPACITY:

60 people

## ROOM RENTAL RATES:

Preamble:

- Rental rates are available during museum hours only. Rental rates do not include museum admission or any additional programme charges.
- Fee includes free parking, and the use of tables, chairs, coffee urn, sink, refrigerator or hot plates and microwave. . The client is responsible for setting up for function and tidying the room afterwards.
- Prepared food can be brought into the facility however food preparation cannot be accommodated on site.

Room Rental Rates:

- Private individuals, for profit, businesses, corporations - $20/hr. (2 hr. minimum) $18.69 + GST)
- Not for profit groups and registered charitable organizations - $10/hr. (2 hr. minimum) ($9.35 + GST)

## MULTI-PURPOSE ROOM RENTAL SUBSIDY POLICY

100% SUBSIDY: The following individuals and groups will receive 100% subsidy for room rental:

- Museum programming (e.g. school tours community and public programming)
- Museum based partnerships or coalitions
- Divisional and departmental meetings
  - · Hamilton Historical Board
  - · Corporation of the City of Hamilton (committees and sub-committees)

50% SUBSIDY: The following individuals and groups will receive 50% subsidy for room rental:

- Not-for-profit and registered charitable organizations
- Other museums and arts organizations (non-divisional)

0% SUBSIDY: The following individuals and groups will receive 0% subsidy for room rental:

- Private individuals
- For profit businesses and corporations
- Any not-for-profit organizations using the facility "for profit" activities excluding Golden Horseshoe Live Steamers, Hamilton Model Engineering Club, Confederation Marine Modellers

## REFUND POLICY

1. Full refund if function is cancelled thirty (30) days from date of function.

2. 50% refund if function is cancelled fifteen to twenty-nine (15-29) days from date of function.

3. 25% refund if function is cancelled six to fourteen (6-14) days prior to function.

4. No refund if function is cancelled on the day of the function or up to six days (6) prior to the function. **Please note: Museum admission cancellation fee is separate from this Policy.**

## DEPOSIT POLICY

1. A deposit of 50% of the projected rental cost is required at the time of booking or sixty (60) days (whichever is less) prior to the function.

## RENTAL OF MULTI-PURPOSE ROOM
## TERMS AND CONDITIONS

Application for use of the Woodshed room be completed on form provided.

The time and date requested, and noted on the permit, must include the time required for set-up and clean up. The applicant must adhere to the times that they have reserved.

Tables, chairs and a refrigerator are provided. Any other equipment desired is the responsibility of the applicant.

The setting up and putting away of equipment is the responsibility of the applicant and the Woodshed room must be left in a clean manner.

Any costs incurred as a result of damage to the facility or its equipment during permitted time must be assumed by the applicant.

**PLEASE DO NOT APPLY TAPE TO WALLS OR TRIM** (ask museum staff for material to adhere decorations to walls and trim).

This is a non-smoking facility. No alcoholic beverages are permitted on the premises.

Other:_____

_____

_____

_____

_____

Name of Organization / and/or Person(s) in Charge

Address:_____

Phone #:_____ Date:_____

**We look forward to your visit to the Hamilton Museum of Steam and Technology**

# PLANNING & DEVELOPMENT

# COMMITTEE

# REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **SIXTH** Report for 1999 and respectfully recommends:

1. **ZA 98-30 – 1605 Upper Sherman Avenue**

That the Official Plan Amendment Application, for a redesignation from "Residential" to "Commercial", and Zoning Application ZAC-98-30, Paletta International Corporation, owner, for a change in zoning from "AA" (Agricultural) District (Block "1") and "C" (Urban Protected Residential, etc.) District (Block "2") to "G-1" (Designed Shopping Centre) District, for lands located at 1605 Upper Sherman Avenue, as shown on the attached map as Appendix "A", be denied for the following reasons:

(a) It conflicts with the intent of the approved Eleanor Neighbourhood Plan, and would jeopardize the approved development pattern, negatively impact on access to the Neighbourhood and the internal roadway pattern, and compromise the orderly development of the Neighbourhood at this location; and,

(b) There is no demonstrated need for additional commercial development in this area without impacting on the approved Neighbourhood Plan; and,

(c) There is an adequate supply of existing zoned and/or designated commercial lands in this area to meet the needs of existing and future residents; and,

(d) It represents an undesirable extension of commercial development into a residential area; and,

(e) The application is premature in the absence of a Neighbourhood Plan review.

2. **CDM-CONV-98-015 – 1211-1215 Fennell Avenue East and 136-146 Princeton Drive**

(a) That approval be granted to application CDM-CONV-98-015 (Regional File 25CDM-98023) submitted by Ronald Wowk, owner, for a draft plan of condominium for property located at Nos.1211-1215 Fennell Avenue East and 136-146 Princeton Drive, as shown on the attached map marked as

Appendix "B", to provide for a condominium comprised of 9 individual townhouse condominium units, subject to the following conditions:

(i) That this approval applies to the draft plan dated November 12, 1998, attached as Appendix "C", prepared by Consoli and Jacobs Surveying Ltd.; and,

(ii) That the owner enter into a Condominium Approval Agreement with the City incorporating these conditions of approval, including financial and other requirements of the City concerning roads, sidewalks, street lights and drainage, as the case may be, in a form satisfactory to the Director of Legal Services and Corporate Counsel; and,

(iii) That prior to approval of the final plan:

(1) property taxes shall be in good standing, plan of condominium shall conform with General Zoning By-law No. 6593 and the Official Plan, and,

(2) any variances or rezoning required in respect of the draft plan of condominium shall have been approved by the Committee of Adjustment or Council, as the case may be, in order that the draft plan of condominium is in compliance with General Zoning By-law 6593; and,

(b) That the Municipal Clerk be directed to advise the Director of the Development Division of the Regional Environment Department of Council's decision.

3. **Downtown Hamilton B.I.A. – Revised Board of Management**

(a) That Schedule 'B' of By-law No. 86-73, as amended, appointing the Downtown Hamilton B.I.A.'s Board of Management, be repealed and the following names substituted:

SCHEDULE 'B'

| | |
|---|---|
| K. Findlay | F. D. Findlay Clothier |
| A. Peckham | Royal Bank |
| A. Herpers | Herpers Gowling |
| R. Harris | Harris and Henderson |
| J. Livingston | Livingston Furs |
| R. Titian | Reggie's Music and Sound |
| K. Wiegand | Right House |
| R. Sorenson | Sundried Tomatoes |

| | |
|---|---|
| M. McNally | Jesset Investments |
| R. Letourneau | Just Imagine Printing |
| D. Brocker | Royal Connaught Hotel |
| R. Ianuzzi | Canadian Imperial Bank of Commerce |
| N. Godwin | Nancy Godwin, Barrister & Solicitor |
| D. Blanchard | Hughson Business Space Corporation |
| D. Lugowy | Dennis Lugowy, Chartered Accountant |

(b) That the Director of Legal Services and Corporate Counsel, be directed to amend Schedule 'B' of By-law No. 86-73 pursuant to (a) above.

4. **Concession Street B.I.A. – Proposed Budget and Schedule of 1999 Payments**

(a) That the 1999 operating budget for the Concession Street B.I.A., attached hereto as Appendix "D", be approved in the amount of $12,250; and,

(b) That the General Manager of Finance, be hereby authorized and directed to prepare the requisite By-law pursuant to Section 220, The Municipal Act, R.S.O. 1990, to levy the 1999 budget as referenced in (a) above: and,

(c) That the following schedule of payments for 1999 be approved:

| | |
|---|---|
| March 01 | $6,000.00 |
| June 01 | $6,250.00 |

**Note: 1998 assessment appeals may be deducted from the 1999 levy payments.**

5. **Proposed Niagara Escarpment Plan Amendment – Home Based Businesses**

That the City of Hamilton inform the Region of Hamilton-Wentworth, the City does not object to the proposed amendment to the Niagara Escarpment Plan respecting home based business.

6. **Authorization for Staff Attendance at OMB Hearing – 1534 Barton Street East**

That the appropriate staff (e.g. Law and Planning and Development Departments) be authorized to attend the Ontario Municipal Board hearing in support of the Committee of Adjustment decision to deny Application No. A-98-202, respecting property located at No. 1534 Barton Street East, as shown on the attached map marked as Appendix "E".

7. **Request for Extension from Exemption from Part-Lot Control-"Claudette Gardens, Phase 9" Subdivision**

(a) That approval be given to the request by A. DiSilvestro, Solicitor for 800064 Ontario Inc. (A. DiSilvestro), Owner, for a 1 year extension from part lot control for the purposes of establishing maintenance easements for Lots 15, 17 – 22, inclusive, 25, 26, 27 30 and 31, Registered Plan 62M-825, "Claudette Gardens, Phase 9", known municipally as 3, 7, 19, 23, 27, 39, 43, 47, 51, 55, 59, and 67 Claudette Gate, as shown on the attached map marked as Appendix "F"; and,

(b) That the appropriate By-law, to remove part lot control from Lots 15, 17 – 22, inclusive, 25, 26, 27, 30 and 31, Registered Plan 62M-825, "Claudette Gardens, Phase 9", be enacted by Council and that the exempting by-law be restricted to a 1 year effective time period to expire on April 1, 2000.

8. **Bills**

That the following Bills be adopted, signed, sealed and enrolled as By-laws:

(a) C-10 A By-law to Extend By-law No. 98-087 Respecting Land Within the "Claudette Gate, Phase 9" Subdivision, Plan 62M-825 from Part Lot Control.

(b) C-11 A By-law to Remove Land Within the "Eagleview Estates, Phase 1" Subdivision, Plan 62M-829 from Part Lot Control.

(c) C-12 A By-law to Amend By-law No. 86-144 as Amended by By-laws No. 95-047 and 98-048 Respecting Members of the Board of Management of the Concession Street Business Improvement Area.

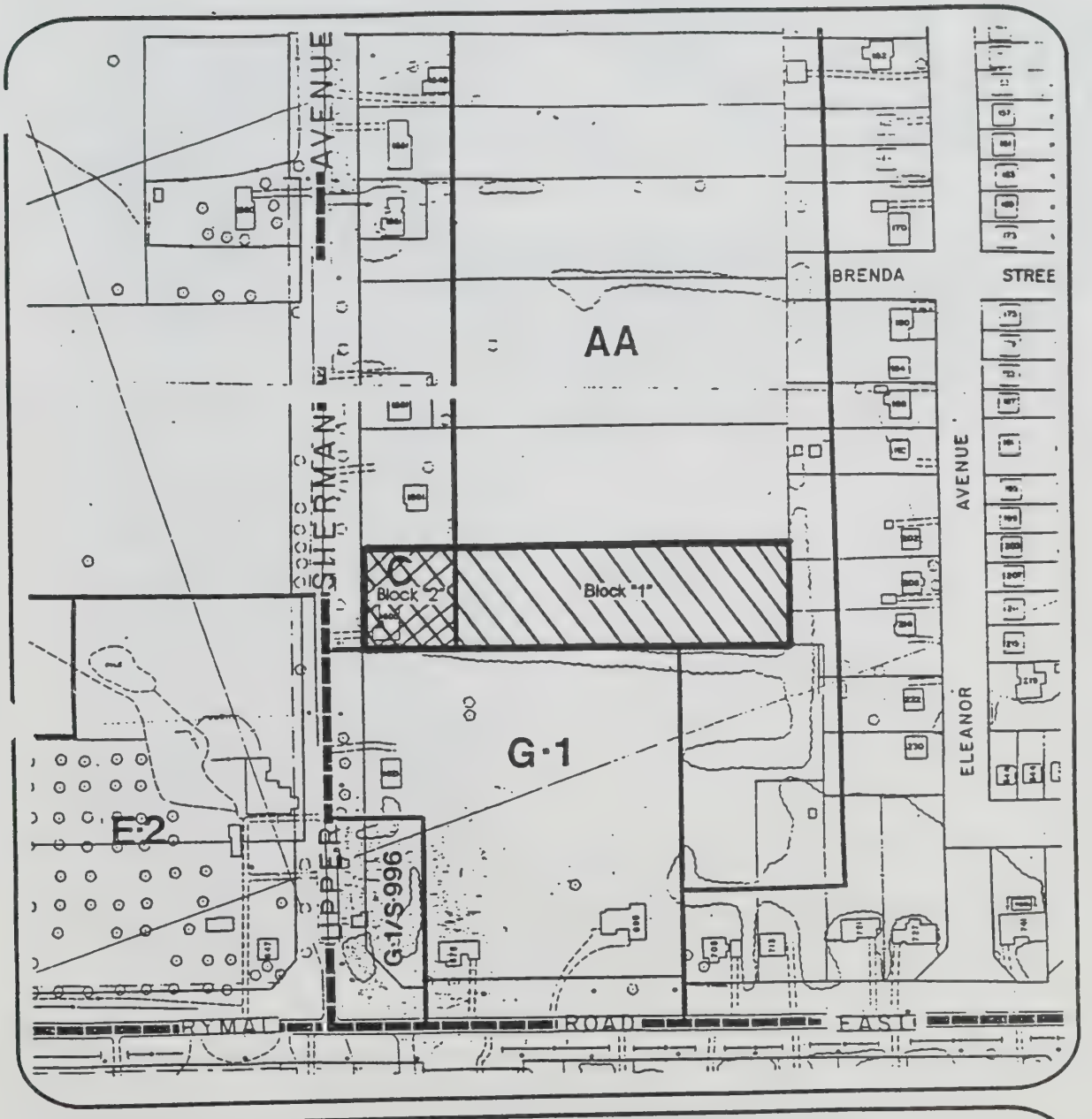
(d) C-13 A By-law to Amend By-law No. 87-308 as Amended by By-laws No. 92-079 and 99-019 Respecting Members of the Board of Management of the Barton Village Business Improvement Area.

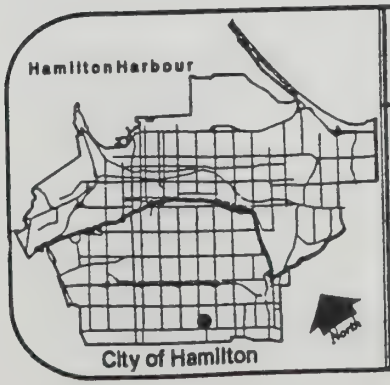
**Respectfully submitted,**

**ALDERMAN F. D'AMICO**
**PLANNING AND DEVELOPMENT**
**COMMITTEE**

**Tina Agnello, Secretary**
**March 3, 1999**

Appendix "A" referred to in Section 1
of the **SIXTH** Report of the Planning
and Development Committee for 1999




PLANNING AND DEVELOPMENT DEPARTMENT

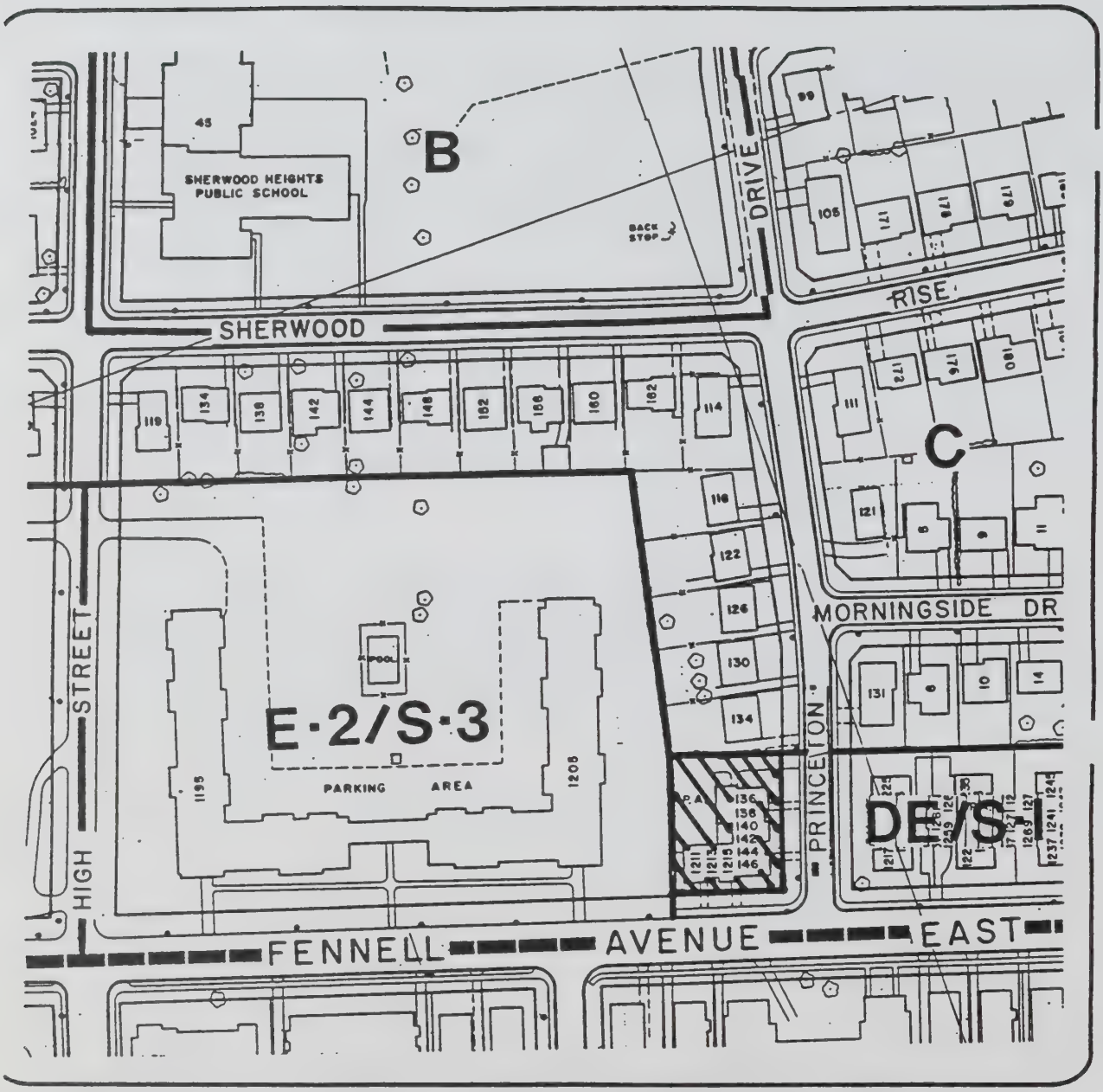
## Location Map

Legend

BLOCK 1 "AA" (Agricultural) District to "G-1" (Designed Shopping Center) District.

BLOCK 2 "C" (Urban Protected Residential, etc.) District to "G-1" (Designed Shopping Center) District.

| | |
|---|---|
| Reference file: | ZAC-98-30 |
| Scale | Not to Scale |
| Date | December, 1998 |
| Technician: | F.N. |
| | APPENDIX |







PLANNING AND DEVELOPMENT DEPARTMENT

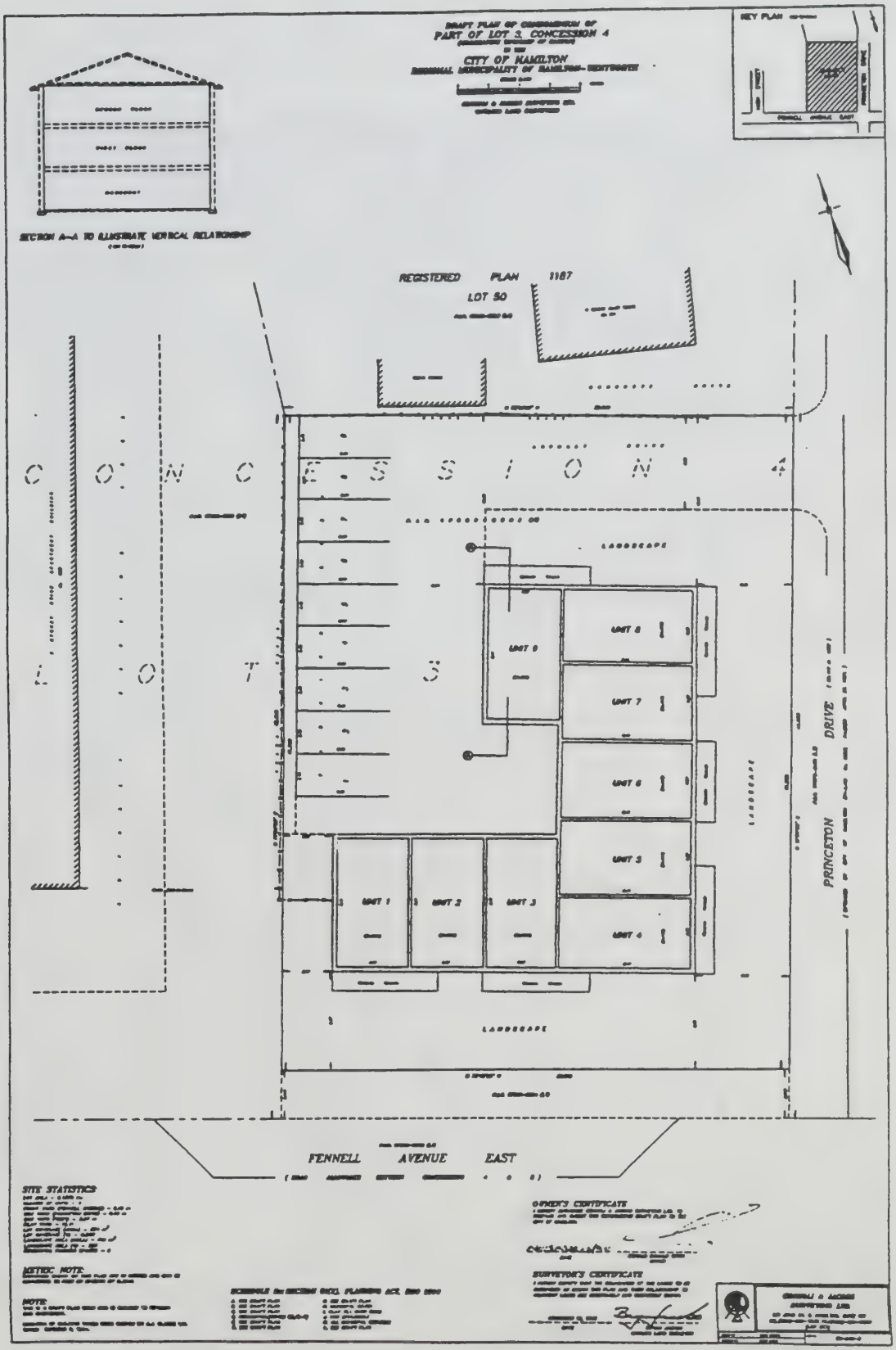
# Location Map

**Legend**

Site of the Application

| | |
|---|---|
| Reference file: | CDM-CONV-98015 |
| Scale | Not to Scale |
| Date | January, 1999 |
| Technician | B. B. |

North


DRAFT PLAN OF SUBDIVISION OF
PART OF LOT 3, CONCESSION 4
CITY OF HAMILTON
KEY PLAN
SECTION A-A TO ILLUSTRATE VERTICAL RELATIONSHIP
REGISTERED PLAN 1187
LOT 50
C O N C E S S I O N 4
L O T S
UNIT 8
UNIT 7
UNIT 6
UNIT 5
UNIT 4
UNIT 1
UNIT 2
UNIT 3
PRINCETON DRIVE
FENNELL AVENUE EAST
SITE STATISTICS
OWNER'S CERTIFICATE
SURVEYOR'S CERTIFICATE
METRIC NOTE
NOTE

Appendix "D" referred to in Section 4(a) of the **SIXTH** Report of the Planning and Development Committee for 1999

# CONCESSION STREET B.I.A. PROPOSED BUDGET FOR 1999

## ADVERTISING AND PROMOTION

| | |
|---|---|
| Installation and storage of Christmas Decorations | $3,000. |
| Hydro-Christmas Lights | $ 850. |
| Advertising and Promotion and Newsletter | $6,600. |

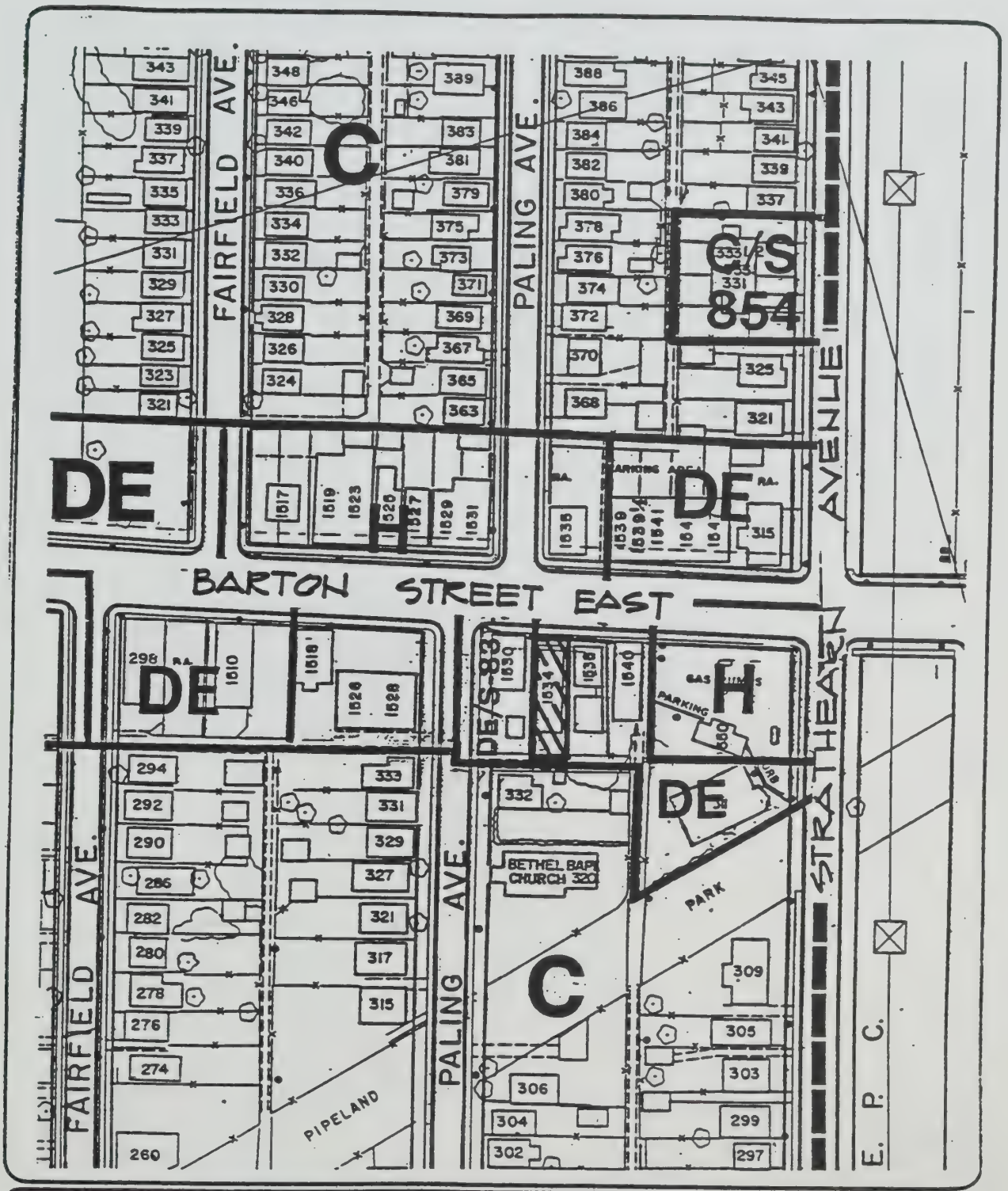
## ADMINISTRATION

| | |
|---|---|
| Insurance | $ 950. |
| Accounting-Auditor | $ 350. |

## OTHER

| | |
|---|---|
| Miscellaneous | $ 500. |

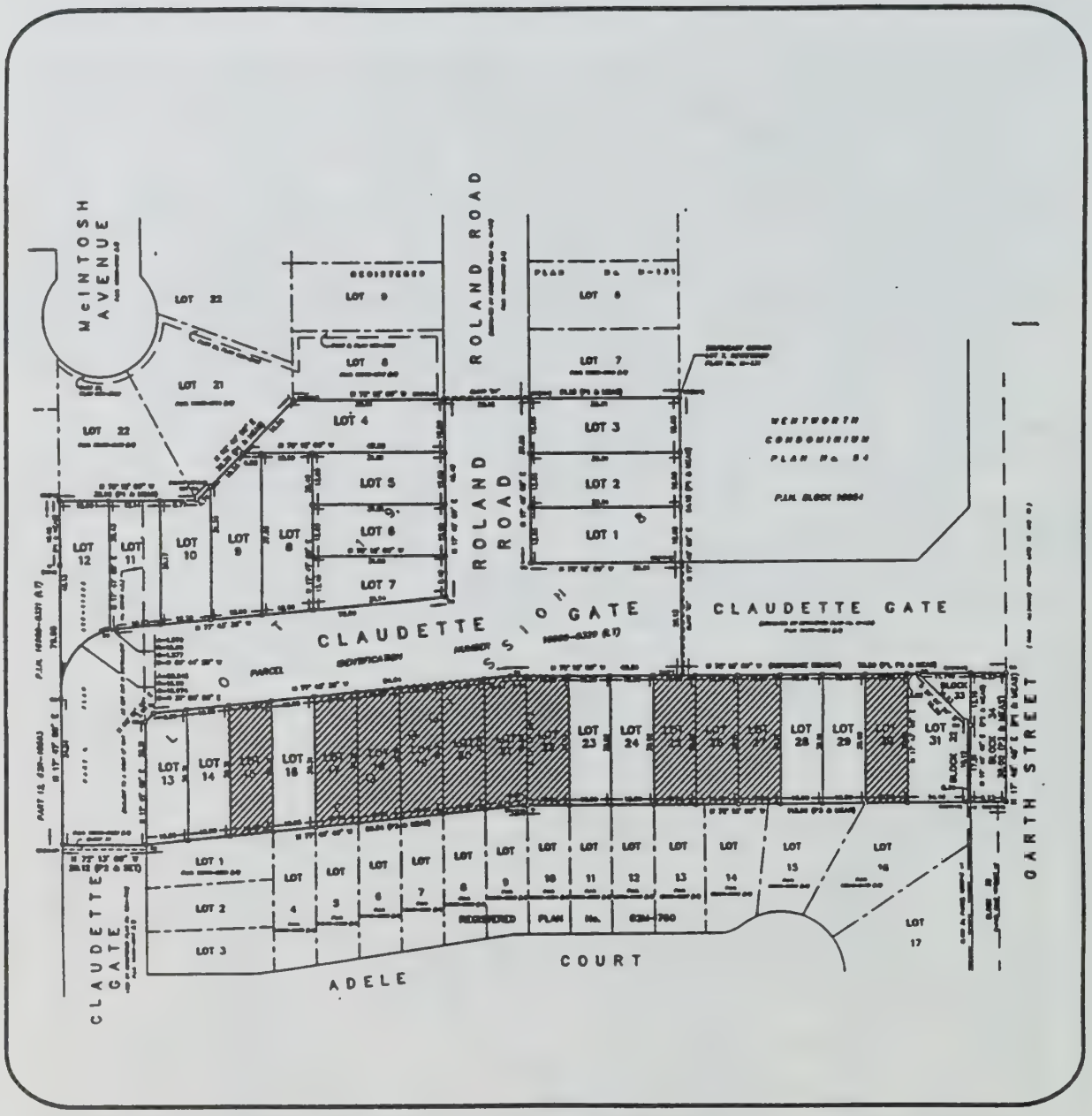
| | |
|---|---|
| **Total budget for 1999** | **$12,250.00** |

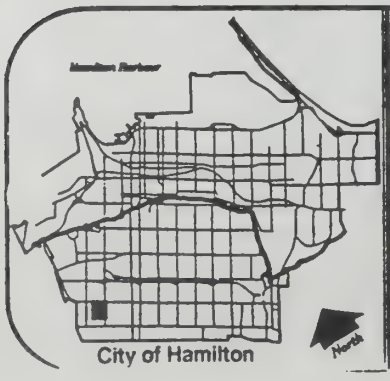



**City of Hamilton,**
**Committee of Adjustment**
Location Map by the Technical and Cartographic Section, Planning and Development Department

**A-98:202**

Appendix "F" referred to in Section 7(a) of the **SIXTH** Report of the Planning and Development Committee for 1999




PLANNING AND DEVELOPMENT DEPARTMENT

# Location Map

Legend

Affected lots

| | |
|---|---|
| Reference file: | PLC-97-05 |
| Scale | Not to Scale |
| Date | February,1999 |
| Technician: | FAB |

# FINANCE & ADMINISTRATION

# COMMITTEE

## REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **FIFTH** Report for 1999 and respectfully recommends:

**1. Release of Sale – Circle M Flamborough Inc. – Sale – 647/649 King Street East**

(a) That the City of Hamilton agree to release Circle M Flamborough Inc. (Tony DiMillo) from the obligation to fulfill and complete the requirements of the Offer to Purchase for 647/649 King Street East, Hamilton, dated June 23, 1998; and,

(b) That the deposit of $2,750 received from Circle M Flamborough Inc. (Tony DiMillo) in connection with an Offer to Purchase executed on June 23, 1998 be retained by the City of Hamilton and be credited to Account No. CH 4X501 00102 (Reserve for Property Purchases) as liquidation damage in accordance with paragraph 12 of said Offer; and,

(c) That the City of Hamilton agree not to further pursue litigation against Circle M Flamborough Inc. in relation to its failure to complete the transaction as stipulated in the Offer to Purchase dated June 23, 1998; and,

(d) That the Mayor and the Municipal Clerk be authorized and directed to execute any documentation, satisfactory to the Corporate Counsel required to effect such release; and,

(e) That an Offer to Purchase Agreement, executed by Darshan Plaha, on February 16, 1999 and scheduled to close on or before April 27, 1999, for the lands being composed of part of Lots 3 and 4 on Plan 43 in the City of Hamilton, Regional Municipality of Hamilton-Wentworth, having a frontage of 11.34 metres (37.23 feet) more or less, along the northern limit of King Street East, and a depth of 33.53 metres (110.0 feet) more or less, comprising an area of 412.01 square metres (4,435.00 square feet) more or less, known municipally as 647/649 King Street East, Hamilton, with all structures erected thereon, which lands were vested with the Corporation of the City of Hamilton as a consequence of proceedings under the Municipal Tax Sales Act, R.S.O. 1990, Chapter M.60 as amended, be approved and completed and the funds derived from this sale of $32,600, less a commission of $,1956, plus GST, be credited to Account No. CH 4X501 00102 (Reserve for Property Purchases); and,

(f) That the required deposit cheque in the amount of $3,260 be held by the General Manager, Finance pending Council approval; and,

(g) That upon successful completion of this sale, a real estate commission of $1,956 (6% of the $32,600 sale price, plus GST) be paid to Chambers & Company Limited (Sales Representative Frank Carravagio), who acted in this matter; and,

(h) That the Municipal Clerk be authorized and directed to execute and issue a Certificate of Compliance in the form prescribed pursuant to Section 193 of the Municipal Act incorporating the following:

(i) That satisfactory notice has been given to the public of the intended sale; and,

(ii) That an appraisal of the fair market value of the real property intended to be sold was obtained on March 2, 1999.

**2. Declaration of Surplus Property/Sale – 149-153 Sherman Avenue North, Car Park 12A**

(a) That 149-153 Sherman Avenue North be declared surplus to the requirements of the City of Hamilton in accordance with Real Property Sales Procedural By-law No. 95-049; and,

(b) That the Real Estate Division be authorized and directed to sell this property in accordance with the Real Property Sales Procedural By-law No. 95-049; and,

(c) That an Offer to Purchase, duly executed by 1298666 Ontario Limited carrying on business as Britannia Sports Bar and Grill (A. Ioannidis, President), on January 25, 1999, scheduled to close on or before April 15, 1999, for PIN 17197-0375, firstly, all of Lot 121 and part of Lot 122, Registered Plan 76 as in Instruments 89148 AB and 224203 AB; secondly, part of Lot 122, Registered Plan 76, as expropriated by the City of Hamilton By-law 72-17 and registered as Expropriation Plan 235400 AB, being all of the PIN, having a frontage of 26.554 metres (87.12 feet) more or less, and a depth along the southerly property line of 27.444 metres (90.04 feet) more or less, having an irregular shape, be approved and completed and the funds derived from this sale of $48,000 be credited to Account Centre CH 00202 (Parking Authority Off Street Reserve); and,

(d) That the required deposit cheques in the amount of $4,800 be held by the General Manager, Finance pending Council approval; and,

(e) That upon successful completion of this sale, a real estate commission of 5% of the sale price, plus GST, be paid to John W. Harvey Real Estate Company Limited (Don Rankin, Sales Representative), who acted in this matter; and,

(f) That the Mayor and Municipal Clerk be authorized and directed to execute the necessary documents in a form satisfactory to the Corporate Counsel; and,

(g) That the Municipal Clerk be authorized and directed to execute and issue a Certificate of Compliance in the form prescribed pursuant to Section 193 of the Municipal Act incorporating the following:

(i) That satisfactory notice has been given to the public of the intended sale; and,

(ii) That an appraisal of fair market value of the real property intended to be sold was obtained on January 12, 1999.

**3. Bill**

That the following Bill be adopted, signed, sealed and enrolled as a By-law:

D-7 A By-law to Confirm the Proceedings of the Council of The Corporation of the City of Hamilton.

**Respectfully submitted,**

**ALDERMAN D. WILSON**
**CHAIRMAN**
**FINANCE AND ADMINISTRATION**
**COMMITTEE**

**Susan K. Reeder**
**Secretary**
**March 2, 1999**

**MEETING OF THE COUNCIL**
**OF THE CORPORATION OF THE CITY OF HAMILTON**

**TUESDAY, MARCH 9, 1999**
**7:30 O'CLOCK P.M.**
**COUNCIL CHAMBERS, CITY HALL**

# BILLS

Bill No. A-9

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 99-

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

**WHEREAS** Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

**AND WHEREAS** Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

**AND WHEREAS** on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

**AND WHEREAS** it is necessary to amend By-law 89-72, as amended;

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. That By-law 89-72, as amended, is hereby further amended by deleting **Section 45** in its entirety therefrom and by substituting in its place the following Section, namely:-

   "45. Any person who contravenes any provision of this by-law is guilty of an offence and is subject to a penalty as provided for under the Provincial Offences Act."

2. That **Schedule 24 (Parking Meter Locations)** of said By-law is hereby further amended by adding to **Section 2.(b)** (Two Hour Limit/One Dollar Per Hour) thereof the following item, namely:-

| | | | |
|---|---|---|---|
| "Caroline | West | King to Hunter" | |

3. That **Schedule 25 (Parking Time Limits)** of said By-law is hereby amended by adding thereto the following items, namely:-

| | | | | | |
|---|---|---|---|---|---|
| "Redfern | North | Jewel to Chedmac | 1 hr | 8am - 4pm | Mon - Fri |
| Redfern | North | Sanatorium to Jewel | 1 hr | 8am - 8pm | Mon - Fri |
| Herkimer | North | commencing 92 feet west of Locke and extending 403 feet westerly therefrom | 1 hr | 8am - 6pm | Mon - Fri" |

and by deleting therefrom the following item, namely:-

| | | | | | |
|---|---|---|---|---|---|
| "Redfern | North | Sanatorium to Chedmac | 1 hr | 8am - 4pm | Mon - Fri" |

4. That **Schedule 26 (No Parking Areas)** of said By-law is hereby amended by adding thereto the following items, namely:-

| | | | |
|---|---|---|---|
| "Greenshire | South &East | commencing 135 feet south of Stanlow and extending 119 feet southerly therefrom | Anytime |
| Rebecca | South | commencing at Hughson and extending 80 feet easterly therefrom | Anytime" |

and by deleting therefrom the following item, namely:-

| | | | |
|---|---|---|---|
| "Caroline | West | Jackson to Hunter | Anytime" |

5. That **Schedule 34 (Sticker Permit Parking)** of said By-law is hereby amended by adding thereto the following items, namely:-

| | | | |
|---|---|---|---|
| "Niagara | East | commencing 153 feet north of Munroe and extending 20 feet northerly therefrom | Anytime |
| Albany | North | commencing 242 feet east of Harmony and extending 17 feet easterly therefrom | Anytime |
| Ferrie | North | commencing 286 feet east of Mary and extending 16 feet easterly therefrom | Anytime |
| MacNab | East | commencing 56 feet north of Macauley and extending 18 feet northerly therefrom | Anytime |
| Gertrude | North | commencing 78 feet east of Rowanwood and extending 20 feet easterly therefrom | Anytime |
| Cope | East | commencing 40 feet south of Barton and extending 19 feet southerly therefrom | Anytime |
| Locke | East | commencing 68 feet south of Barton and extending 24 feet southerly therefrom | Anytime" |

and by deleting therefrom the following items, namely:-

| | | | |
|---|---|---|---|
| "Case | South | commencing at a point 69 feet west of Ruth to a point 24 feet westerly therefrom | Anytime |
| Case | North | commencing at a point 170 feet west of Ruth to a point 23 feet westerly therefrom | Anytime |
| Hughson | West | commencing at Macauley and extending 212 feet southerly therefrom | Anytime |
| Royal | South | commencing 231 feet west of Emerson and extending 24 feet westerly therefrom | Anytime" |

5. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

6. This By-law shall come into force and take effect upon the date of its passing and enactment.

**PASSED** this th day of 1999.

MUNICIPAL CLERK

MAYOR

Bill No. *A-10*

**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO. 99-**

**BEING A BY-LAW TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC**

**WHEREAS** Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

**AND WHEREAS** Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

**AND WHEREAS** on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

**AND WHEREAS** it is necessary to amend By-law 89-72, as amended;

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 10 (Stops at Intersections)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

| | | |
|---|---|---|
| "Vineburg | Eastbound and Westbound | Upper Wentworth |
| Richmond | Southbound | Hill |
| Torino | Southbound | Dicenzo" |

2. That **Schedule 28 (Taxi Stands)** of said By-law is hereby amended by deleting therefrom the following item, namely:-

| | | | | |
|---|---|---|---|---|
| "East 26th | East | 80 feet | 207 feet north of Queensdale | 7:00 a.m. - 6:00 p.m. Monday to Friday" |

3. That **Schedule 29 (No Stopping Areas - No Stopping Anytime)** of said By-law is hereby amended by adding thereto the following items, namely:-

| | | | | |
|---|---|---|---|---|
| "Bay | West | Strachan to Burlington | 4 - 6 p.m | Mon - Fri |
| Caroline | West | King to a point 112 feet northerly therefrom | | Anytime |
| Brigade | North | commencing 41 feet west of the west curb line of Byng and extending 134 feet easterly therefrom | | Anytime" |

and by deleting therefrom the following items, namely:-

| | | | | |
|---|---|---|---|---|
| "Bay | West | Barton to Burlington | 4 - 6 p.m. | Mon - Fri |

| | | | | |
|---|---|---|---|---|
| Caroline | West | From 49 ft. south of Main to 24 ft. southerly | 4 - 6 p.m. | Mon - Fri |
| Caroline | West | From 112 ft. north of King to Jackson | | Anytime |
| Caroline | West | Jackson to Hunter | 4 - 6 p.m. | Mon - Fri" |

4. That **Schedule 31 (School Bus Loading Zones)** of the said By-law is hereby amended by adding thereto the following items, namely:-

| | | | | |
|---|---|---|---|---|
| "Albright | South | 67 feet | 175 feet east of Harrisford | 7:00 a.m. - 6:00 p.m. Monday to Saturday |
| Lynbrook | South | 40 feet | 175 feet west of Rolston | 7:00 a.m. - 6:00 p.m. Monday to Saturday |
| East 26th | East | 49 feet | 284 feet north of Queensdale | 7:00 a.m. - 6:00 p.m. Monday to Friday |
| Colcrest | South | 98 feet | commencing 118 feet east of the east curb line of Seabrooke | 7:00 a.m. - 6:00 p.m. Monday to Saturday |
| Britannia | South | 70 feet | commencing 20 feet west of the west curb line of Alice | 7:00 a.m. - 6:00 p.m. Monday to Saturday" |

and by deleting therefrom the following items, namely:-

| | | | | |
|---|---|---|---|---|
| "Harrisford | East | 36 feet | commencing at a point 165 feet south of the south curb line of Albright | 11:00 a.m. - 2:00 p.m. Monday to Friday |
| Rolston | West | 120 feet | commencing at a point 254 feet south of Miami | 7:00 a.m. - 6:00 p.m. Monday to Saturday |
| Colcrest | South | 40 feet | commencing at a point 118 feet east of the east curb line of Seabrooke Drive | 7:00 a.m. - 6:00 p.m. Monday to Saturday" |

5. That **Schedule 35 (Wheelchair Loading Zones)** of the said By-law is hereby amended by adding thereto the following items, namely:-

| | | | | |
|---|---|---|---|---|
| "Berkindale | East | 26 feet | 193 feet north of Bellamy | 8:00 a.m. - 5:00 p.m. Monday to Friday |
| East 26th | East | 25 feet | 157 feet north of Queensdale | 7:00 a.m. - 6:00 p.m. Monday to Friday |
| West 2nd | East | 28 feet | 185 feet north of Wembley | 8:00 a.m. - 10:00 p.m. Monday to Friday |
| Ferndale | West | 28 feet | 110 feet south of Dunkirk | Anytime" |

and by deleting therefrom the following items, namely:-

| | | | | |
|---|---|---|---|---|
| "Lynbrook | South | 25 feet | 190 feet west of the west curb line of Rolston | 7:00 a.m. - 6:00 p.m. Monday to Saturday" |
| Mons | North | 20 feet | 48 feet east of Avondale | Anytime" |

6. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

7. This By-law shall come into force and take effect upon the date of its passing and enactment.

**PASSED** this th day of 1999.

MUNICIPAL CLERK

MAYOR

Bill No. A-11

The Corporation of the City of Hamilton

BY-LAW NO. 99-

To Amend

By-law No. 87-144

Respecting:

**MUNICIPAL WEED INSPECTORS**

**WHEREAS** By-law No. 87-144, passed on the 12th day of May 1987, provided for the appointment of Municipal Weed Inspectors under subsections 6(1) and 8(1) of the Weed Control Act, R.S.O. 1980, Chapter 530, (now R.S.O. 1990, Chapter W.5);

**AND WHEREAS** By-law No. 87-144 was amended by By-law No. 95-057;

**AND WHEREAS** it is intended to revise the list of appointed Municipal Weed Inspectors;

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. Section 1 of By-law No. 87-144, as amended by By-law No. 95-057, is repealed and the following substituted therefor:

> "The following person is hereby appointed Chief Weed Inspector to enforce the Weed Control Act in the City of Hamilton.
>
> D. Lobo, Commissioner of Public Works and Traffic"

2. Section 2 of By-law No. 87-144, as amended by By-law No. 95-057, is repealed and the following substituted therefor:

> "2. The following persons are hereby appointed Municipal Weed inspectors to enforce the Weed Control Act in the City of Hamilton.
>
> | | | |
> |---|---|---|
> | R. Aldridge | J. Dodman | D. Pierce |
> | P. Booker | A. Dores | A. Polowy |
> | R. Boutcher | R. Duckworth | J. Pook |
> | J. Bovaird | C. Gibbs | S. Taylor |
> | D. Boyer | R. Guenther | P. Tompkins |
> | R. Campanella | C. Manning | J. Turner |
> | S. Capostagno | J. McShane | R. Yanke |
> | R. Del Conte | T. Perry" | |

3. In all other respects, By-law No. 87-144 is hereby confirmed, unchanged.

**PASSED** this day of March, 1999.

MUNICIPAL CLERK

MAYOR

Bill No. A-12

The Corporation of the City of Hamilton

BY-LAW 99-____

To Amend By-law 80-179

Respecting the Hess Street Village Pedestrian Mall

WHEREAS paragraph 110 of section 354(1) of the Municipal Act, R.S.O. 1970, Chapter 284, provides that by-laws may be passed by the councils of local municipalities:

> Subject to the approval of the Minister of Transportation and Communications, to establish all or any part of any street solely or principally as a way for the use of pedestrians and for prohibiting the use thereof by vehicles or any class thereof except to such extent of for such period or periods as may be specified;

AND WHEREAS By-law 80-179 was passed and enacted on the 24th day of June, A.D. 1980, by the council of The Corporation of The City of Hamilton to establish a pedestrian mall or way on George Street between Queen Street South and Hess Street South;

AND WHEREAS the Council of the Corporation of the City of Hamilton in adopting Item 20 of the FIRST Report of the Transport and Environment Committee at its meeting held on the 26th day of January 1999, directed that By-law 80-179, as amended to date, be amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That Section 1 of By-law 80-179, as amended, be further amended by deleting sub-section (b) therefrom, in its entirety, and substituting in its place the following sub-section, namely:-

"(b) "authorized emergency vehicle" includes:

(i) any vehicle owned or operated by the Corporation of the City of Hamilton;

(ii) any vehicle owned or operated by the Regional Municipality of Hamilton-Wentworth;

(iii) any vehicle owned or operated by the Hamilton-Wentworth Regional Police Service or any Ministry of the Province of Ontario;

(iv) any vehicle owned or operated by an ambulance service, a mortuary, or a funeral home;

(v) any vehicle owned or operated by a public utility company, including but not limited to vehicles owned or operated by a postal service, telephone company, natural gas utility, hydro electric power provider, and any other public utility, telegraph, or telecommunications company, provided that such vehicles are each clearly identified by a crest or other markings and are actively engaged in the provision of the services offered by the utility; and

(vi) any service vehicle owned or operated by a licensed towing agency while actively providing a towing service or performing an emergency road-side repair."

2. That Section 1 of said by-law is further amended by adding thereto the following sub-sections, namely:-

"(c) "disabled person" includes a person who is disabled such that his or her mobility is impaired to an extent whereby they hold, or would be entitled to hold, a Ministry of Transportation Disabled Person Parking Permit, as certified by a physician practising within the Province of Ontario;

(d) "chief of police" means the Chief Constable of the Hamilton-Wentworth Regional Police Service;

(e) "city" means the City of Hamilton;

(f) "authorized commercial vehicle" means,

(i) a vehicle licensed as a commercial vehicle under the Highway Traffic act, while actively engaged in the delivery of merchandise or goods to or from a property within or abutting the pedestrian mall or way, or actively engaged in the loading of merchandise or goods at a property within or abutting the pedestrian mall or way; or,

(ii) a vehicle which has attached to both of its sides a sign of not less than 150 square inches in size, identifying the person, business or company operating the vehicle or in whose service the vehicle is operated, while actively engaged in the delivery of merchandise or goods to or from a property within or abutting the pedestrian mall or way, or actively engaged in the loading of merchandise or goods at a property within or abutting the pedestrian mall or way; or,

(iii) a taxi cab which is actively engaged in the delivery of a parcel or goods to or from a property within or abutting the pedestrian mall or way, or the transporting of passengers to or from a property within or abutting the pedestrian mall or way;

(g) "commissioner of engineering" means the Commissioner of Engineering for the Regional Municipality of Hamilton-Wentworth;

(h) "commissioner of public works and traffic" means the Commissioner of Public Works and Traffic for the Corporation of the City of Hamilton;

(i) "council" means the council of the City of Hamilton;

(j) "drive" includes ride, lead and herd and "driver" shall include the person in charge or control of any animal or vehicle;

(k) "fee" means an amount of money, if any, payable for any permit providing for an exemption under this by-law or any other permit or license, but does not include taxes under The Assessment Act;

(l) "fire department" means the Fire Department of the City of Hamilton;

(m) "property owner" means the person holding title to land, or the person who owns a building or other real estate;

(n) "exemption permit" means a permit issued by the Commissioner of Public Works and Traffic, the Chief of Police or the Mall Authority exempting the permit holder from one or more of the provisions of this by-law;

(o) "pedestrian" includes but is not limited to a person using a wheel chair or similar device, and a child in a baby carriage or on a play vehicle;

(p) "street maintenance" includes but is not limited to street cleaning, snow removal, road construction and any other operation whereby the highway or any portion thereof is repaired, maintained, improved, restored or preserved;

(q) "constable" means a police constable;

(r) "By-law Enforcement Officer" means a By-law Enforcement Officer for the City of Hamilton appointed for the purpose of enforcing the provisions of this By-law, and includes, but is not limited to, a Parking Control Officer;

(s) "loading" shall be deemed to include unloading;

(t) "vehicle" shall exclude wheelchairs and powered scooters of any description while being operated by, or otherwise under the care and control of a disabled person."

3. That said by-law is hereby amended by deleting Section 2, in its entirety, therefrom and by substituting in its place the following Section, namely:-

"2a George Street between Queen Street South and Hess Street South is hereby established as a pedestrian mall or way and shall be known as "The Hess Street Village Pedestrian Mall"

4. That said by-law is hereby amended by adding thereto the following Section, namely:-

"2b It shall be the duty of the members of the Hamilton-Wentworth Regional Police, special constables in the employ of the City, and by-law enforcement officers, generally, to control and direct traffic, give such direction and do such things as may be necessary for that purpose, and enforce the provisions of this by-law."

5. That said by-law is hereby amended by deleting Section 4 therefrom, in its entirety, and substituting in its place the following Section, namely:-

"4. (1) No person shall drive a vehicle along, across or upon the pedestrian mall save and except:

(a) an authorized emergency vehicle; or,

(b) an authorized commercial vehicle; or,

(c) a vehicle for which a permit has been issued under the provisions of Section 5, herein.

(2) No person shall stop a vehicle in or upon the pedestrian mall save and except:

(a) an authorized emergency vehicle; or,

(b) an authorized commercial vehicle; or,

(c) a vehicle for which a permit has been issued under the provisions of Section 5, herein."

6. That said by-law is hereby amended by deleting Section 5 therefrom, in its entirety, and substituting in its place the following Section, namely:-

"5. (a) The Chief of Police, the Commissioner of Public Works and Traffic and the Mall Authority may issue permits for the purpose of exempting such vehicles as are identified on the face of the permit as issued from such provisions of this by-law and for such purposes and for such periods of time as may be deemed necessary and appropriate.

(b) Permits issued under Section 5(a) remain the property of the issuing authority and may be revoked at any time and without notice.

(c) Permits issued under Section 5(a) shall expire and cease to be in force and effect on the date of expiry, if any, as indicated upon the face of the permit as issued.

(d) Permits issued under Section 5(a) shall be clearly displayed in the front left hand side of the vehicle to which the permit was issued, in a manner ensuring that the permit is visible from the exterior of the vehicle and failure to display a permit in the prescribed manner will render the vehicle to which it was issued subject to enforcement, as if the permit were not in force and effect."

7. That said by-law is hereby amended by deleting Section 5a therefrom, in its entirety, and by substituting in its place the following Section, namely:-

"5a. (1) Upon any alleged contravention of any provision respecting parking, standing or stopping, a constable or by-law enforcement officer observing same may attach to the vehicle a serially numbered parking tag bearing the licence number and a general description of the vehicle, and specifying the alleged offence.

(2) A constable or by-law enforcement officer, upon the discovery of a vehicle parked, standing or stopped in contravention of this by-law may cause the vehicle to be moved or taken to and placed or stored in a suitable place.

(3) All costs and charges for removing, care and storage of a vehicle taken under the provisions of this by-law are a lien upon the vehicle which may be enforced in the manner as provided under the Repair and Storage Liens Act.

(4) Any person may, upon presentation of the tag to the city treasurer, within seven days of the date of the tag, pay a penalty out of court in respect of the alleged offence.

(5) Where a tag is not paid within seven days in accordance with subsection 4, Section 6 shall apply."

8. That said by-law is hereby amended by deleting Section 6 therefrom, in its entirety, and substituting in its place the following Section, namely:-

"(6) Any person who contravenes any provision of this by-law is guilty of an offence and is liable to a penalty under the provisions of the Provincial Offences Act."

9. That said by-law is hereby amended by deleting Schedule A therefrom, in its entirety.

10. This by-law shall come into force and effect on the date of its passing and enactment.

PASSED this 9th day of March A.D. 1999.

Municipal Clerk

Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 99—

To Extend By-law No. 98-087

Respecting:

Land within the "Claudette Gate, Phase 9" Subdivision, Plan 62M-825
from Part Lot Control

**WHEREAS** subsection 5 of Section 50 of the Planning Act, (R.S.O. 1990, Chapter P.13) establishes part-lot control on land within registered plans of subdivision;

**AND WHEREAS** subsection 7 of Section 50 of the Planning Act, states, in part, as follows:

(7) **Designation of lands not subject to part lot control.** – Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law.

(7.1) **Requirement for approval of by-law.** – A by-law passed under subsection (7) does not take effect until it has been approved by the appropriate approval authority for the purpose of sections 51 and 51.1 in respect of the land covered by the by-law.

(7.2) **Exemption from approval.** – An approval under subsection (7.1) is not required if the council that passes a by-law under subsection (7) is authorized to approve plans of subdivision under section 51.

(7.3) **Expiration of by-law.** – A by-law passed under subsection (7) may provide that the by-law expires at the expiration of the time period specified in the by-law and the by-law expires at that time.

(7.4) **Extension of time period.** – The council of a local municipality may, at any time before the expiration of a by-law under subsection (7), amend the by-law to extend the time period specified for the expiration of the by-law and an approval under subsection (7.1) is not required.

(7.5) **Amendment or repeal.** – The council of a local municipality may, without an approval under subsection (7.1), repeal or amend a by-law passed under subsection (7) to delete part of the land described in it and, when the requirements of subsection (28) have been complied with, subsection (5) applies to the land affected by the repeal or amendment.

**AND WHEREAS** the Minister has delegated his authority to approve by-laws enacted under subsection 7 of Section 50 of the Planning Act to the Council of The Regional Municipality of Hamilton–Wentworth pursuant to Section 4 of the Planning Act by Ontario Regulation 476/83;

**AND WHEREAS** the Council of the Corporation of the City of Hamilton enacted By-law No. 98-087 on March 10, 1998 to remove the lands described in section 1 thereof from part lot control, which expires on March 15, 1999,

**AND WHEREAS** a request has been made for an extension of the time period specified for the expiration of By-law No. 98-087, as it relates to Lots 15, 17, 18, 19, 20, 21, 22, 25, 26, 27, 30, and 31, Registered Plan 62M-825 only;

**AND WHEREAS** approval under subsection (7.1) of the Planning Act is not required for an extension in accordance with Subsection (7.4) of the Planning Act;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 2.(c) of By-law No. 98-087 is hereby repealed and the following substituted therefor:

"(c) Other than Lots 15, 17, 18, 19, 20, 21, 22, 25, 26, 27, 30, and 31, this By-law shall no longer be of any force and effect. As it relates to Lots 15, 17, 18, 19, 20, 21, 22, 25, 26, 27, 30, and 31, this By-law expires on April 1, 2000."

2. Section 1. of By-law No. 98-087 is hereby repealed and the following substituted therefor:

"Subsection 5 of Section 50 of the Planning Act, shall not apply, for the purposes of creating maintenance easements only, to the following lands:

Lots 15, 17, 18, 19, 20, 21, 22, 25, 26, 27, 30, and 31, within Registered Plan Number 62M-825, in the City of Hamilton, Regional Municipality of Hamilton-Wentworth."

3. In all other respects, By-law No. 98-087 is hereby confirmed, unchanged.

4. Where this by-law has been enacted it shall be registered on title to the land described in section 1 of By-law No. 98-087.

**PASSED** this 9th day of March A.D. 1999.

MUNCIPAL CLERK

MAYOR

(1998) _ R.P.D.C. _, October 7
822827 Ontario Inc., Owner
PLC-97-04

Bill No. C-11

The Corporation of the City of Hamilton

BY-LAW NO. 99 —

To Remove
Land within the "Eagleview Estates, Phase 1" Subdivision, Plan 62M-829
from Part Lot Control

WHEREAS subsection 5 of Section 50 of the Planning Act, (R.S.O. 1990, Chapter P.13) establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS subsection 7 of Section 50 of the Planning Act, states, in part, as follows:

(7) **Designation of lands not subject to part lot control.** – Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law.

(7.1) **Requirement for approval of by-law.** – A by-law passed under subsection (7) does not take effect until it has been approved by the appropriate approval authority for the purpose of sections 51 and 51.1 in respect of the land covered by the by-law.

(7.2) **Exemption from approval.** – An approval under subsection (7.1) is not required if the council that passes a by-law under subsection (7) is authorized to approve plans of subdivision under section 51.

(7.3) **Expiration of by-law.** – A by-law passed under subsection (7) may provide that the by-law expires at the expiration of the time period specified in the by-law and the by-law expires at that time.

(7.4) **Extension of time period.** – The council of a local municipality may, at any time before the expiration of a by-law under subsection (7), amend the by-law to extend the time period specified for the expiration of the by-law and an approval under subsection (7.1) is not required.

(7.5) **Amendment or repeal.** – The council of a local municipality may, without an approval under subsection (7.1), repeal or amend a by-law passed under subsection (7) to delete part of the land described in it and, when the requirements of subsection (28) have been complied with, subsection (5) applies to the land affected by the repeal or amendment.

AND WHEREAS the Minister has delegated his authority to approve by-laws enacted under subsection 7 of Section 50 of the Planning Act to the Council of The Regional Municipality of Hamilton–Wentworth pursuant to Section 4 of the Planning Act by Ontario Regulation 476/83;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of Section 50 of the Planning Act, for the purpose of creating two (2) parcels of land to be developed with the abutting lands shall not apply to the following lands:

   Block 21 within Registered Plan Number 62M-829, in the City of Hamilton, Regional Municipality of Hamilton–Wentworth.

2. (a) This by-law shall come into force and effect on the date of its approval by Council of The Regional Municipality of Hamilton–Wentworth.

   (b) Where this by-law has been enacted and the said approval has been endorsed hereon, it shall be registered on title to the land described in paragraph one above.

   (c) This By-law shall expire on December 1, 1999.

PASSED this 9th day of March A.D. 1999.

Municipal Clerk

Mayor

Harp Homes Inc., owner
(1998) 20th R.P.D.C. 8., November 24
PLC-98-08

The Corporation of the City of Hamilton

BY-LAW NO. 99-

To Amend:

By-law No. 86-144
As Amended by By-laws No. 95-047 and 98-048

Respecting:

**MEMBERS OF THE BOARD OF MANAGEMENT OF THE CONCESSION STREET BUSINESS IMPROVEMENT AREA**

**WHEREAS** By-law No. 86-144, passed on the 29th day of April 1986, provided for a Board of Management of the Improvement Area designated by By-law No. 83-308, passed on the 30th day of November 1983, and established by By-law No. 84-38, passed on the 14th day of February 1984, known as the "Concession Street Business Improvement Area", more particularly described in By-law No. 83-308, all in accordance with subsections 217(1) and 217(6) of the Municipal Act, R.S.O. 1980, Chapter 302;

**AND WHEREAS** By-law No. 95-047, passed on the 14th day of February 1995, varied the composition of the Board of Management and provided for an editorial amendment to By-law No. 86-144;

**AND WHEREAS** By-law No. 98-048, passed on the 27th day of January 1998, varied the composition of the Board of Management;

**AND WHEREAS** it is expedient to repeal By-law No. 98-048;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton in adopting Item 5 of the 4th Report of the Planning and Development Committee at its meeting held on the 23rd day of February 1999, directed that the composition of the Board of Management be further varied, in accordance with the provisions of Section 220 of the Municipal Act, R.S.O. 1990, as hereinafter provided;

**AND WHEREAS** it is intended to vary the composition of the Board of Management.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "A" referred to in 2(a) of By-law No. 86-144, as amended, is repealed and the following substituted therefor:

Alderman T. Anderson
Alderman B. Kelly

2. Schedule "B" referred to in 2(b) of By-law No. 86-144, as amended, is repealed and the following substituted therefor:

| | | |
|---|---|---|
| Rino Bistoyong | 616 Concession St. | Canfin Financial Group Inc., (Owner) |
| Debby Johnson | 576 Concession St. | Why Pay More (Tenant) |
| Paul Wharton | 552 Concession St. | Wharton Copy Print (Owner) |
| Roger Burrough | 588 Concession St. | Camtech Photo Services (Owner) |
| John Woolcott | 536 Concession St. | Woolcott Shoes (Owner) |
| Betty Toplack | 560 Concession St. | Mountain Book Store (Tenant) |

3. By-law No. 98-048 is hereby repealed in its entirety.

4. In all other respects, By-law No. 86-144, as amended, is hereby confirmed, unchanged.

**PASSED** this 9th day of March A.D. 1999

MUNICIPAL CLERK

MAYOR

(1999) 4 R.P.D.C. 5, February 23

The Corporation of the City of Hamilton

BY-LAW NO. 99-

To Amend:

By-law No. 87-308
As Amended by By-laws No. 92-079 and 99-019

Respecting:

**MEMBERS OF THE BOARD OF MANAGEMENT OF THE BARTON VILLAGE BUSINESS IMPROVEMENT AREA**

**WHEREAS** By-law No. 87-308, passed on the 10th day of November 1987, provided for a Board of Management of the Improvement Area designated by By-law No. 87-178, passed on the 23rd day of June 1987, known as the "Barton General Business Improvement Area", (now known as the "Barton Village Business Improvement Area"), more particularly described in By-law No. 87-178, all in accordance with subsections 217(1) and 217(6) of the Municipal Act, R.S.O. 1980, Chapter 302, (now Section 220(1) and Section 220(6) of the Municipal Act, R.S.O. 1990, Chapter M.45);

**AND WHEREAS** By-law No. 92-079, passed on the 20th day of March 1992 varied the composition of the Board of Management and provided for an editorial amendment to By-law No. 87-308;

**AND WHEREAS** By-law No. 99-019, passed on the 9th day of February 1999, varied the composition of the Board of Management;

**AND WHEREAS** it is expedient to repeal By-law No. 99-019;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton in adopting Section 4 of the 4th Report of the Planning and Development Committee on the 23rd day of February 1999, directed that the composition of the Board of Management be further varied, in accordance with the provisions of Section 220 of the Municipal Act, R.S.O. 1990, as hereinafter provided;

**AND WHEREAS** it is intended to further vary the composition of the Board of Management.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "A" referred to in clause 2.(a) of By-law No. 87-308, as amended, is repealed and the following substituted therefor:

Alderman B. Morelli
Alderman D. Haining
Alderman A. Horwath
Alderman R. Corsini

2. Schedule "B" referred to in clause 2.(b) of By-law No. 87-308, as amended, is repealed and the following substituted therefor:

| | |
|---|---|
| D. Boukhers | Farah's Foodmart |
| J. Hendry | Hendry's Family Shoes |
| S. Manners | Siemens Westinghouse Inc. |
| J. Hilger | Ways to Wisdom |
| J. Howard | Econ-o-wash Laundry |
| P. Nusca | Nusca Custom Tailors Ltd. |
| M. Tollis | Riviera Banquet Centre |
| N. LaSala | Nick's Auto Service |
| R. Palmese | Palmese Photodesign Group Inc. |
| K. Cody | Orthopaedic Services |
| J. Sellers | Sottomayor Bank of Canada |

3. By-law No. 99-019 is hereby repealed in its entirety.

4. In all other respects, By-law No. 87-308, as amended, is hereby confirmed, unchanged.

**PASSED** this 9th day of March A.D. 1999

MUNICIPAL CLERK MAYOR

(1999) 4 R.P.D.C. 4, February 23

BY-LAW NO. 99 -

**CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 9TH DAY OF MARCH 1999.**

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the Municipal Clerk, or in the absence of the Municipal Clerk, the Acting Municipal Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

**PASSED this 9th day of March 1999**

**MUNICIPAL CLERK** **MAYOR**

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A31
1999

URBAN
MUNICIPAL

The Urban/Municipal Collection
2nd Floor
Hamilton Public Library
+ Bill

March 26, 1999

***MEETING OF THE COUNCIL***
***OF THE CORPORATION OF THE CITY OF HAMILTON***

URBAN MUNICIPAL

***Tuesday, March 30, 1999***
***7:30 o'clock p.m.***
***Council Chambers, City Hall***

MAR 31 1999

GOVERNMENT DOCUMENTS

***J. J. Schatz,***
***Municipal Clerk***

## ***AGENDA***

1. ***National Anthem.***

2. ***Opening Prayer: Major Roland Shea, Salvation Army Family Services***

3. ***Presentations:***

**a) 1998 "Keep Hamilton Blooming" Campaign Participants**

| | |
|---|---|
| Ian McKenzie | Parkdale Coaches Association |
| John Carrick | Freemasons of Hamilton-Wentworth |
| Pam McAuley | Hotz Environmental |
| David Belland | Friends of Gage Park |
| Janice Frecklton | Lafarge Construction Materials |
| Linda Lopinski | The Hamilton Spectator |
| Stan Genno | CHML & Y95.3 |
| Frank Butty | Frank Butty Limited |
| Don Dussault | Imperial Oil |
| Don Marsales | Hamilton Hydro-Electric System |
| Judith Kelly | The Garden Club of Hamilton |
| David Miller | Mohawk College Physical Plant |
| Tony Pinelli | North Star Technical Inc. |
| Cor Vanderkruk | Connon Nurseries C. B. Holdings Limited |
| Denise Dickie | Ontv |
| Peter Ashenhurst | Ashenhurst Nouwens Ltd. |
| Art King | Bartonair Fabricators Inc. |
| Anne Pavlovic | White Flame Company |
| Margaret Sharpe | The Economic Insurance Group |
| Bob Birnie | Thomas R. Birnie & Sons |

| | |
|---|---|
| Ian Leppert | Leppert Business Systems |
| Ken Love | Rotary Club of Hamilton-East Wentworth |
| Chris Ecklund | Ecklund Process |
| Mr. & Mrs. Wilson | Landane House |
| Alan Henderson | Landscape Ontario – Hamilton Branch |
| Nancy Wills | Personal Donation |
| Russ Bridgeman | Raincentre Irrigation Contractors |
| Dan Brown | Raincentre Irrigation Contractors |
| Lilly Oddi | Orlick Industries Ltd. |
| Martha Leckie | Wills Motors Ltd. |
| Ken Rochwerg | Wentworth Metal Recycling Disposal Service |
| Bob Birnie | AMRB Holdings Ltd. O/A Mr. Rooter |
| Angie Small | 1023942 Ontario Inc. Country Depot |

**b) Certificates of Recognition to former citizen members on City Committees, Local Boards and Commissions**

**Canadian Football Hall of Fame & Museum Management Committee**

Peggy Knill

**Hamilton Historical Board**

Carolyn McCann
Michael Murkovich
Joyce Newman
Claire Riddell

**Hamilton Hydro-Electric Commission**

Donald Jervis

**Keep Hamilton Clean Committee**

Mark Alan Whittle

**Local Architectural Conservation Advisory Committee**

John Mokrycke

***4. Adoption of the minutes of the meetings held:***

***(a) March 9, 1999 (regular)***
***(b) March 16, 1999 (special)***

5. *Correspondence.*

6. *Reports of the Standing Committees:*

   *(c) Planning and Development Committee*
   *(d) Finance and Administration Committee*

7. *Notices of Motion for next meeting.*

8. *Appointment of an Acting Mayor for the month of April, 1999.*

9. *Question Period.*

10. *Adjournment.*

# MINUTES

Minutes of Hamilton City Council
Tuesday, March 9, 1999
7:30 o'clock p.m.
Council Chamber, City Hall

The Council met:

There were present: Mayor R. Morrow, Chairman; Aldermen M. Kiss, M. Caplan, A. Horwath, B. Morelli, D. Haining, D. Wilson, G. Copps, C. Collins, F. Eisenberger, T. Jackson, B. Charters, T. Anderson, B. Kelly, F. D'Amico, D. O'Sullivan

Absent: Alderman R. Corsini - Illness

Mayor R. M. Morrow called the meeting to order.

Reverend H. Aasa, First Estonian Lutheran Church, led Council in prayer.

## PRESENTATIONS

Mayor R. M. Morrow presented plaques to the following Hamilton Reps Major Peewee AAA Team 1998-99:

**Team**
Keith Barker
David Brown
Sam Campbell
Michael Chrysler
Kyle Hagel
Mathew Higson
Adrian Kenderic
Greg Longe
Michael Ouzas
Drew Petkoff
Derek Prodeus
Brandon Roshko
Michael Szpiech
Jared Thompson
Chris Trdin
Brian Webster
Michael Whalen

**Coaching Staff**
Gary McFarlane
Brian Campbell
Scot Gordon
Ed Ward
Greg Ross
Jim Stevenson
Stephanie Higson

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## ADOPTION OF MINUTES

The minutes of the meeting held February 23, 1999 were adopted as circulated.

## CORRESPONDENCE

1. Letter dated February 23, 1999 from Tania Bortolotto, Bortolotto Architect, respecting application for approval of a plan of subdivision "Parkway Manor".

   **Received.**

2. Letter dated February 25, 1999 from 1272689 Ontario Corporation, Alwilayad Islamic Assoc., c/o Hussein Ghaddar, for a change in zoning from "AA" (Agricultural) District to "R-4" (Small Lot Single Family Detached) District for lots 1-8 and from "AA" (Agricultural) District to "R-4" – 'H' (Small Lot Single Family Detached) District – Holding for Block 9 for property at Rexford Dr. and Robertsfield Dr.

   **Received.**

3. Letter dated March 8, 1999 from Anne Marsden, Co-founder of "The Advocates" respecting clearing of snow from commercial properties and plowing out of handicapped parking spaces in commercial properties.

   **Referred to Transport and Environment Committee**

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It was moved by Alderman Kiss and seconded by Alderman Caplan that the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, and the Finance and Administration Committee, be considered in Committee of the Whole with Alderman D'Amico in the chair.

**Recorded vote**.

**YEAS:** Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Morelli, Haining, Wilson, Copps, Collins, Eisenberger, Collins, Jackson, Charters, Anderson, Kelly, D'Amico, O'Sullivan. –16.

**NAYS:** -0. **CARRIED.**

## TRANSPORT AND ENVIRONMENT COMMITTEE – THIRD REPORT

**Section 33 Re: Proposed Roadway Alteration of Delawana Drive**

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Morelli, Haining, Wilson, Collins, Eisenberger, Jackson, Charters, Anderson, Kelly, D'Amico, O'Sullivan. –15.

**NAYS:** Alderman Copps. –1. **CARRIED.**

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**Section 38 Re: Snow Clearing Charges – Commercial Properties**

It was moved by Alderman Eisenberger and seconded by Alderman Caplan that Section 38 of the Third Report of the Transport and Environment Committee be referred back to the Transport and Environment Committee. **CARRIED.**

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**Section 39 Re: Vendor Program for Street Locations – Authority to Issue Request for Proposals**

It was moved by Alderman Collins and seconded by Alderman Jackson that Section 39 of the Third Report of the Transport and Environment Committee be amended by deleting the words "Southeast corner – Bay and York Streets" at the end of Sub-section (b) and that this issue be referred back to the Transport and Environment Committee. **CARRIED.**

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**Re: Rule 9 – Signing of a Portion of Cannon Street – Bernie Faloney Way**

It was moved by Alderman Morelli and seconded by Alderman Collins that Rule 9 of the City's Procedural By-law be invoked for this meeting of City Council in order to consider a resolution respecting the signing of a portion of Cannon Street between Melrose and Balsam Streets. **CARRIED.**

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**Re: Signing of a Portion of Cannon Street – Bernie Faloney Way**

It was moved by Alderman Morelli and seconded by Alderman Collins that the following be added as Section 41 of the Third Report of the Transport and Environment Committee for 1999:

"41. That the portion of Cannon Street between Melrose and Balsam Streets be signed as "The Bernie Faloney Way." **CARRIED.**

## PARKS AND RECREATION COMMITTEE – THIRD REPORT

**Section 1 Re: Delta Secondary School 75th Anniversary Back Campus Renewal Project**

It was moved by Alderman Morelli and seconded by Alderman Wilson that Section 1 of the Third Report for 1999 of the Parks and Recreation Committee respecting Delta Secondary School 75th Anniversary Back Campus Renewal Project be deleted in its entirety, and the following inserted in lieu thereof:

"1. **Delta Secondary School 75th Anniversary Back Campus Renewal Project**

(a) That the City contribute $60,000 ($50,000 towards development and $10,000 for design services) to support the "Delta Secondary School 75th Anniversary Back Campus Renewal Project" at a gross estimated cost of $500,000 for passive and recreational enhancement of this land; and,

(b) That the Finance and Administration Committee recommend the method of financing." **CARRIED.**

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**Section 2 Re: City of Toronto Bid to host the XXIX Summer Olympic Games**

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Morelli, Haining, Wilson, Collins, Eisenberger, Jackson, Charters, Anderson, Kelly, D'Amico, O'Sullivan. –15.

**NAYS:** Alderman Copps. –1. **CARRIED.**

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**Section 3 Re: Sale of Alcohol Beverages – Various Parks**

**Recorded vote.**

**YEAS:** Aldermen Kiss, Caplan, Horwath, Morelli, Haining, Wilson, Copps, Collins, Eisenberger, Charters, Anderson, Kelly, D'Amico, O'Sullivan. – 14.

**NAYS:** Alderman Jackson. –1. **CARRIED.**

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**Section 4 Re: Fireworks Displays in Parks, Sale of Alcohol Beverages**

**Recorded vote.**

**YEAS:** Aldermen Kiss, Caplan, Horwath, Morelli, Haining, Wilson, Copps, Collins, Eisenberger, Charters, Anderson, Kelly, D'Amico, O'Sullivan. – 14.

**NAYS:** Alderman Jackson. –1. **CARRIED.**

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**Section 7 Re: Hamilton Civic Golf Courses – 1999 Rates and Fees**

**Recorded vote on Sub-section (d).**

**YEAS:** Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Morelli, Haining, Wilson, Copps, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. –13.

**NAYS:** Aldermen Collins, Eisenberger, Charters. –3. **CARRIED.**

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**Section 9 Re: Royal Bank Aquafest 1999 – Bayfront Park, July 22-25, 1999**

**Recorded vote.**

**YEAS:** Aldermen Kiss, Caplan, Horwath, Morelli, Haining, Wilson, Copps, Collins, Eisenberger, Charters, Anderson, Kelly, D'Amico, O'Sullivan. – 14.

**NAYS:** Alderman Jackson. –1. **CARRIED.**

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**Section 10 Re: Y95.3 Taste of Hamilton, Bayfront Park, June 24-27, 1999**

**Recorded vote.**

**YEAS:** Aldermen Kiss, Caplan, Horwath, Morelli, Haining, Wilson, Copps, Collins, Eisenberger, Charters, Anderson, Kelly, D'Amico, O'Sullivan. – 14.

**NAYS:** Alderman Jackson. –1. **CARRIED.**

## PLANNING AND DEVELOPMENT COMMITTEE – SIXTH REPORT

## PLANNING AND DEVELOPMENT COMMITTEE – SEVENTH REPORT

## FINANCE AND ADMINISTRATION COMMITTEE – FIFTH REPORT

**Re: Rule No. 9 - Issuance of a "Conditional" Garage A Licence – 33 Parkdale Avenue South**

It was moved by Alderman Eisenberger and seconded by Alderman Kelly that Rule 9 of the City's Procedural By-law be invoked for this meeting of City Council in order to permit consideration of a resolution respecting the issuance of a "Conditional" Garage A Licence to Justin Stoicheci, 33 Parkdale Avenue South. **CARRIED.**

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**Re: Issuance of a "Conditional" Garage A Licence – 33 Parkdale Avenue South**

It was moved by Alderman Eisenberger and seconded by Alderman Kelly that a "Conditional" Garage A Licence be issued to Justin Stoicheci, 33 Parkdale Avenue South, Hamilton, Ontario – conditional upon the applicant complying with the requirement for a 3.0m planting strip and visual barrier by May 30, 1999.**CARRIED.**

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**Re: Rule 9 – Hamilton Status of Women Committee**

It was moved by Mayor Morrow and seconded by Alderman O'Sullivan that Rule 9 of the City's Procedural By-law be invoked for this meeting of City Council in order to permit consideration of a resolution respecting the Hamilton Status of Women Committee.

**CARRIED.**

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**Re: Terms of Reference and Reporting Relationship for Hamilton Status of Women Committee**

It was moved by Alderman Kiss and seconded by Alderman O'Sullivan that

(a) That the reporting relationship of the Hamilton Status of Women Committee be changed from that of a Sub-Committee of the Finance and Administration to a Committee reporting to Council through the Mayor; and,

(b) That Section 1 of the TENTH Report of the Legislation Committee for 1988 respecting the revised Guidelines of the Hamilton Status of Women Sub-Committee, as adopted by City Council on September 27, 1988, and as further amended by the Finance and Administration Committee at its meeting held December 6, 1990, be rescinded and replaced with a new Terms of Reference for the Hamilton Status of Women Committee, attached hereto and marked as Appendix "A".

It was subsequently moved by Alderman Horwath and seconded by Alderman O'Sullivan that the Terms of Reference for the Hamilton Status of Women Committee be amended by adding the following words "a selection sub-committee of" immediately after the words "Citizens will be selected by" and the word "past" immediately before the word "Chairperson" in the third line of Section 1 of the Committee Guidelines.

**CARRIED AS AMENDED.**

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It was moved by Alderman Kiss and seconded by Alderman Caplan that the Report of the Committee of the Whole on the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, the Finance and Administration Committee, and resolutions, be adopted.

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Morelli, Haining, Wilson, Copps, Collins, Eisenberger, Jackson, Charters, Anderson, Kelly, D'Amico, O'Sullivan. –16.

**NAYS:** -0.

**CARRIED.**

**City Council then adjourned at 9:30 o'clock p.m.**

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**Taken as read and approved.**

**MAYOR R. M. MORROW**
**CHAIRMAN**

**J. J. Schatz**
**Municipal Clerk**
**March 9, 1999**
**JJS/bc**

Minutes of the Special Meeting of City Council
Tuesday, March 16, 1999
10:40 o'clock p.m.
Council Chambers, City Hall

The Council met:

Present: Mayor R. M. Morrow
Aldermen M. Kiss, M. Caplan, A. Horwath, R. Corsini, B. Morelli, D. Haining, D. Wilson, G. Copps, C. Collins, F. Eisenberger, T. Jackson, B. Charters, B. Kelly, F. D'Amico, D. O'Sullivan.

Absent: Alderman T. Anderson - Other business

Mayor R. M. Morrow called the meeting to order at 10:40 o'clock p.m.

* * * * * * * * * * * * * * *

It was moved by Alderman Kiss and seconded by Alderman O'Sullivan that Council move into Committee of the Whole to consider resolutions respecting the following:

Memorandum of Agreements with C.U.P.E. Locals,
Salary Adjustments for Non Union Staff,
Issuance of Building Permit – Pier 25,
O.M.B. Hearing - Windermere Basin,
Appointment of a Fire Chief.

Council then went into Committee of the Whole, with Mayor Morrow in the Chair.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Copps, Collins, Eisenberger, Jackson, Charters, Kelly, D'Amico, O'Sullivan. –16.

NAYS: -0.

**CARRIED.**

Council moved in-camera in Room 233 to discuss a personnel matter.

* * * * * * * * * * * * * * *

Following the in-camera meeting, City Council met jointly with Regional Council in-camera in the Council Chambers to consider matters pertaining to the following:

Ratification of the Memorandum of Agreements with CUPE Locals; and
Salary Adjustments for Non Union Staff.

* * * * * * * * * * * * * * *

Following the joint meeting with Regional Council, City Council reconvened in open session.

**Hiring of Fire Chief**

It was moved by Alderman Wilson and seconded by Alderman Kelly that Section 3 (e) respecting the purpose of meeting and Section 9 of the Procedural By-law be suspended for this meeting of City Council in order to permit consideration of a resolution respecting the appointment of a Fire Chief. **CARRIED.**

It was moved by Alderman Wilson and seconded by Alderman Kelly that Mr. Glen G. Peace be appointed to the position of Fire Chief, effective April 12, 1999, and that the General Manager of Human Resources and the General Manager, Community Services be authorized and directed to negotiate the terms and conditions of employment within Salary Level "C" of the City of Hamilton Non Union Salary Plan. **CARRIED.**

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City Council then recessed in order to permit Regional Council to complete its regular scheduled meeting.

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Following the adjournment of Regional Council, City Council reconvened and met in-camera with respect to the following matters:

Issuance of Building Permit – Pier 25
Memorandum of Agreements with CUPE Locals

* * * * * * * * * * * * * * *

City Council then reconvened in open session.

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**Issuance of Building Permit – Pier 25**

It was moved by Alderman Wilson and seconded by Alderman O'Sullivan that Section 3 (e) respecting the purpose of meeting and Section 9 of the Procedural By-law be suspended for this meeting of City Council in order to permit consideration of a resolution respecting the issuance of a building permit to James Richardson International – Pier 25.

**CARRIED.**

It was moved by Alderman Wilson and seconded by Alderman Caplan that Corporate Counsel be directed to commence an Application in Ontario Court (General Division) against Len C. King, Chief Building Official, and James Richardson International, to quash the issuance Building Permit #99 101 159 000 00 pursuant to Section 25 of the Building Code Act, S.O. 1992.

**CARRIED.**

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**Memorandum of Agreement with CUPE Locals**

It was moved by Alderman Wilson and seconded by Alderman Horwath that Rule No. 9 be invoked for this meeting of City Council in order permit consideration of a resolution respecting the ratification of the Memorandum of Agreements with CUPE Locals.

**CARRIED.**

It was moved by Alderman Wilson and seconded by Alderman Horwath that the Memorandum of Agreement between the City or Region (where applicable) and CUPE Locals 167 (City, Region, Macassa Lodge and Wentworth Lodge units) and Locals 5 (City and Region), dated February 25, 1999, covering the period April 1, 1999, to March 31, 2001, be approved and implemented in accordance with the terms attached hereto as Appendix "A".

**CARRIED.**

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**Ontario Municipal Board Hearing – Windermere Basin**

It was moved by Alderman Wilson and seconded by Alderman Horwath that Section 3 (e) respecting the purpose of meeting and Section 9 of the Procedural By-law be suspended for this meeting of City Council in order to permit consideration of a resolution regarding an Ontario Municipal Board Hearing Re: Windermere Basin.

**CARRIED.**

It was moved by Alderman Wilson and seconded by Alderman Horwath

THAT, the Hamilton Harbour Commissioners and the Corporation of the City of Hamilton (THE PARTIES) agree to defer the Ontario Municipal Board hearing scheduled for March 22, 1999 respecting the planning issues dealing with this matter;

THAT, the parties agree to jointly engage and share in a process to receive public input and meet in a spirit of co-operation to achieve a consensual agreement respecting the disputed future uses and direction of the Windermere Basin;

THAT, the three Harbour Commissioners and three Members of City Council constitute the joint committee to hear from the public and make recommendations back to their respective main bodies no later than May 31, 1999;

THAT, both parties direct their respective staff and or consultants to work diligently and co-operatively to achieve the spirit and intention of this resolution;

AND THAT, City Council be represented on the joint committee by its Sub Committee on Harbour issues, namely Mayor R. Morrow, Alderman C. Collins and Alderman B. Charters. **CARRIED.**

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**Non-Union Salary Adjustments**

It was moved by Alderman Wilson and seconded by Alderman O'Sullivan that Rule No. 9 be invoked for this meeting of City Council in order permit consideration of a resolution respecting Non-Union Salary Adjustments. **CARRIED.**

It was moved by Alderman Wilson and seconded by Alderman O'Sullivan:

(a) That the Non-union salary grid of all City and Regional exempt staff, with the exception of those persons holding the position of City Manager or General Manager and those staff within Salary Schedules A, B, B1 and B2, be increased by 1.5% effective April 1, 1999.

(b) That the Regional Non-union salary schedule and performance bonus be eliminated and be replaced by the current City Non-union salary schedule, effective April 1, 1999. **CARRIED.**

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**By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.**

It was moved by Alderman Wilson and seconded by Alderman O'Sullivan that the following Bill be adopted, signed, sealed and enrolled as a By-law:

F-3 A By-law to Confirm the Proceedings of The Council of The Corporation of the City of Hamilton. **CARRIED.**

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It was moved by Alderman Kiss and seconded by Alderman O'Sullivan that the Report of the Committee of the Whole on the resolutions respecting the following, be adopted

Memorandum of Agreements with C.U.P.E. Locals,
Salary Adjustments for Non Union Staff,
Issuance of Building Permit – Pier 25,
O.M.B. Hearing - Windermere Basin,
Appointment of a Fire Chief

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Haining, Wilson, Copps, Collins, Eisenberger, Charters, Kelly, D'Amico, O'Sullivan. -14.

NAYS: -0. **CARRIED.**

* * * * * * * * * * * *

City Council then adjourned at 11:30 o'clock p.m.

* * * * * * * * * * * *

Taken as read and approved.

MAYOR R. M. MORROW,
CHAIRMAN

J. J. Schatz,
Municipal Clerk
March 16, 1999
JSS/dg

# CORRESPONDENCE

**Correspondence:**

1. Letter dated March 23, 1999 from M. Jane Lee, Clerk/Director of Administrative Services for the Town of Flamborough respecting Services Board Alternative.

   **Recommendation: Be Referred to the Finance and Administration Committee.**

2. Information Report dated March 16, 1999 from J. J. Schatz, Municipal Clerk advising of an objection to By-law No. 99-026 respecting property south of Stone Church Road West, and west of West 5th Street, Hamilton, Ontario. (previously distributed).

   **Recommendation: Be Received**.

3. Application dated March 11, 1999 from Valery Construction Company Limited, c/o Ted Valery for a change in zoning from "D" (Urban Protected Residential – One and Two family, Dwellings, etc.) District, modified to "C" (Urban Protected Residential, etc.) District modified for 965 West 5th Street, Hamilton, Ontario.

   **Recommendation: Be Received.**

4. Application dated March 23, 1999 from Joseph Kutlesa, 1221 Limeridge Inc., for a change in zoning from "G" (Neighbourhood Shopping Centre, etc.) D District to "DE-3" (Multiple Dwellings) District modified for 1221 Limeridge Road East, Hamilton, Ontario.

   **Recommendation: Be Received**.

5. Application dated March 19, 1999 from Mr. E. C. LaBerge), Visplar Holdings Ltd., 5803 Yonge Street, Suite 107, Willowdale, for a further modification to the established "D" (Urban Protected Residential – One and Two Family Dwellings, etc.) for 1062 and 1088 Upper Paradise Road, Hamilton, Ontario.

   **Recommendation: Be Received**.

6. Application dated March 12, 1999 from Reinier Hill, 127 Arbour Road, Hamilton for an Official Plan Amendment OPA 161 for 649 Pritchard Road, Hamilton, Ontario.

   **Recommendation: Be Received.**

TOWN OF FLAMBOROUGH
163 Dundas Street East
P.O. Box 50
Waterdown, Ontario, L0R 2H0

Telephone (905) 689-7351
Lynden (519) 647-2577
Fax (905) 689-3310

1.

March 23, 1999

City of Hamilton
71 Main Street
Hamilton, Ontario
L8N 4Y5

L-99-32

**Attention: Mr. Joseph Schatz, Clerk**
**Re: Services Board Alternative**

Dear Mr. Schatz:

On March 22, 1999, the Council of the Corporation of the Town of Flamborough dealt with the aforementioned matter and approved the following motion:

> FURTHER to Council's motion of February 22, 1999, instructing staff to pursue service delivery alternatives, that the Town of Flamborough initiate a study of a "Co-operative Services Board" alternative to Regional Government at an upset cost to Flamborough of $20,000.00.
>
> THAT the adjoining municipalities of the Town of Ancaster, the City of Burlington, the Town of Dundas and the Town of Milton, and all other municipalities in Halton and Hamilton-Wentworth be invited to participate. The purpose of this study is to compare the benefits of participating municipalities in removing themselves from their respective regions, as opposed to the status quo.
>
> AND THAT the study, assuming the end of Regional Government, will focus on tax savings, political accountability, inter-municipal competitiveness and flexibility in service delivery.

As the Town would like to proceed as soon as possible, we would appreciate a response at your earliest convenience.

Thank you for your consideration of this request.

Yours sincerely,

(Mrs.) M. Jane Lee, A.M.C.T.
Clerk/Director of Administrative Services

MJL:is
C.C. Mr. R. Fiebig, Chief Administrative Officer

OFFICE OF THE MUNICIPAL CLERK
MAR 2 5 1999
REC. BY ..... DATE .....
REF'D TO ..... DATE .....
SENT TO ..... DATE .....
..... DATE .....

***Subjoined please find for your information a copy of the motion passed by the Council of the Corporation of the Town of Flamborough on February 22, 1999, referred to in the motion of March 22, 1999.***

Moved by Councillor Shurvin
Seconded by Deputy Mayor Braden

THAT the Council of the Corporation of the Town of Flamborough chooses first and foremost that Flamborough continue as an independent municipality and as such does not wish to pursue amalgamation with any municipality;

AND THAT staff be instructed to pursue service delivery alternatives with various municipalities with particular emphasis on a Services Board;

AND THAT a copy of this motion be provided to the City of Burlington, the Town of Dundas and Toni Skarica, M.P.P.

Carried

Yeas: Mayor McMeekin, Deputy Mayor Braden, Councillors Aggus, McCarthy, Shurvin, Kidd, Jamieson, Monteith

Nays: Councillor Hume

# PLANNING AND DEVELOPMENT COMMITTEE

## REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **EIGHTH** Report for 1999 and respectfully recommends:

1. **Modification in Zoning for Lands at the Rear of 1016 Upper Paradise Road**

That approval be given to Zoning Application ZAC-99-03, Effort Trust Company (A. Weisz), prospective owner, for a modification in zoning to the established "D" (Urban Protected Residential – One and Two Family, etc.) District, for lands known municipally as 1016 Upper Paradise Road, as shown on the attached map marked as Appendix "A", on the following basis:

(a) That the "D" (Urban Protected Residential – One and Two Family, etc.) District regulations, as contained in Section 10 of Zoning By-law No. 6593, as amended by By-law No. 98-210, applicable to the subject lands, be modified to include the following variances, as special requirements:

i) That notwithstanding Section 2.(6) and 10.(3)(ii) of Zoning By-law No. 6593, for a single family dwelling only a portion of one required side yard having a width of not less than 0.60 metres that abuts the wall of an attached garage shall be permitted, except that:

1) in the case of a corner lot, a side yard having a flankage width of not less than 1.2 metres shall be provided and maintained; and,

2) where a side yard abuts any other residential district, a sideyard of 1.2 metres shall be provided and maintained; and,

ii) That notwithstanding Section 5(b) of Zoning By-law No. 98-210, applicable to the subject lands, for a one storey dwelling, the lot coverage of all buildings and structures shall not exceed 45% of the lot area; and,

(b) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1405a, and that the subject lands on Zoning District Map W-37D be notated as S-1405a; and,

(c) That the Director of Legal Services and Corporate Counsel be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map W-37D for presentation to City Council; and,

(d) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area; and,

(e) That the Director of Legal Services and Corporate Counsel be directed to provide for the establishment of maintenance easements for all lots with a 0.60 m sideyard setback by the developer as part of the City of Hamilton Subdivision Agreement which is required as a condition of draft plan approval for the "Tiffany Park" subdivision.

2. **Central Neighbourhood Plan**

(a) That the Central Neighbourhood Plan dated February, 1999, previously distributed to Members of Council and available in the Office of the Municipal Clerk, be adopted; and,

(b) That the projects identified in the Action Chart, to implement the Neighbourhood Plan, be referred to the appropriate Division; and,

(c) That Staff be directed to work with the Neighbourhood Association to reconcile the differences between the West Harbourfront Plan at the earliest possible convenience; and,

(d) That the Community Planning and Development Division be directed to undertake a City initiative for the rezonings identified in the report to implement the Neighbourhood Plan.

3. **Ottawa Street Business Improvement Area (B.I.A.)**
**Proposed Budget and Schedule of Payments for 1999**

(a) That the 1999 Operating Budget for the Ottawa Street B.I.A., attached hereto as Appendix 'B', be approved in the amount of $34,945 subject to any 1998 assessment appeals; and,

(b) That the General Manager of Finance, be hereby authorized and directed to prepare the requisite by-law pursuant to Section 220, The Municipal Act, R.S.O. 1990, to levy the 1999 budget as referenced in (a) above; and,

(c) That the following schedule of payments for 1999 be approved:

| | |
|---|---|
| March 01 | $11,648 |
| June 01 | $11,648 |
| September 01 | $11,649 |

4. **Final Lot Grading and Sodding Contract for Various Subdivisions in 1999**

That the General Manager of Finance be authorized and directed to issue an Open Order to Crescan Landscape Ltd. to provide final lot grading and sodding as and when required during 1999 in various subdivisions in Hamilton.

5. **563 Rymal Road East – Demolition**

That the Building Commissioner be authorized to issue a demolition permit for 563 Rymal Road East in accordance with By-law No. 74-290 pursuant to Section 33 of The Planning Act, as amended.

6. **Administration Fee – Clearance for Outstanding Work Orders Building Permits and Fees**

That the Director of Legal Services and Corporate Counsel be authorized and directed to prepare a by-law to amend By-law No. 98-174 to authorize the Building Commissioner to collect a new fee of $75 for the inspection and clearing of an outstanding Work Order other than a registered Property Standards Order.

7. **Administration Fee for Clearance and Discharge of Outstanding Registered Order Under Property Standards By-law No. 98-243**

That the Director of Legal Services and Corporate Counsel be authorized and directed to prepare a by-law to amend Property Standards By-law No. 98-243 to authorize the Building Commissioner to collect a new fee for the inspection of a property in order to clear an outstanding registered order under Property Standards By-law No. 98-243, as amended, and to subsequently have the said order discharged from title.

8. **Commercial Property Improvement Loan Program Increase, 629 Barton Street East**

(a) That the original loan of thirteen thousand, eight hundred and thirty-two dollars ($13,832) to Filomena Raso, for improvements to 629 Barton Street East, be increased by one thousand, eight hundred and forty eight dollars ($1,848), totalling fifteen thousand, six hundred and eighty dollars ($15,680), subject to the fulfillment of the borrowing requirements of the Commercial Property Improvement Loan Program; and,

(b) That a grant increase from the Barton Street Revitalization Fund in the amount of nine hundred and twenty-four dollars ($924) be utilized to pay-down this loan increase as per the terms of the Barton Street Revitalization Program.

9. **Community Heritage Ontario 1999 Conference – Delegates to Attend**

(a) That up to two members of the Local Architectural Conservation Advisory Committee be authorized to attend Community Heritage Ontario's 1999 Provincial Conference to be held in Kingston, Ontario from May 28-30, 1999; and,

(b) That the Conference costs in the estimated amount of $860 be financed through the Legislative Travel Account No. CH 55201 10010.

10. **Hamilton Cemetery Gatehouse, 777 York Boulevard – Designation**

(a) That approval be given to the Intent to Designate the Hamilton Cemetery Gatehouse at 777 York Boulevard, as a property of historical and architectural value, pursuant to the provisions of Part IV of the Ontario Heritage Act, 1997, as outlined in the Reasons for Designation attached hereto and marked as Appendix "C"; and,

(b) That the Director of Legal Services and Corporate Counsel be authorized and directed to take appropriate action to have this property designated pursuant to the provisions of the Ontario Heritage Act, 1997.

11. **Bills:**

That the following Bills be adopted, signed, sealed and enrolled as By-laws:

(a) C-14 A By-law to Amend By-law No. 86-73 as Amended by By-law No. 92-058 and 98-063 Respecting Members of the Board of Management of the Downtown Hamilton Business Improvement Area.

(b) C-15 A By-law to Amend Zoning By-law No. 6593 Respecting Landscape Regulations and Design Standards for Commercial Uses.

(c) C-16 A By-law to Amend Zoning By-law No. 6593 Respecting The Location of Vehicular Access Points for Restaurant Parking in an "H" District.

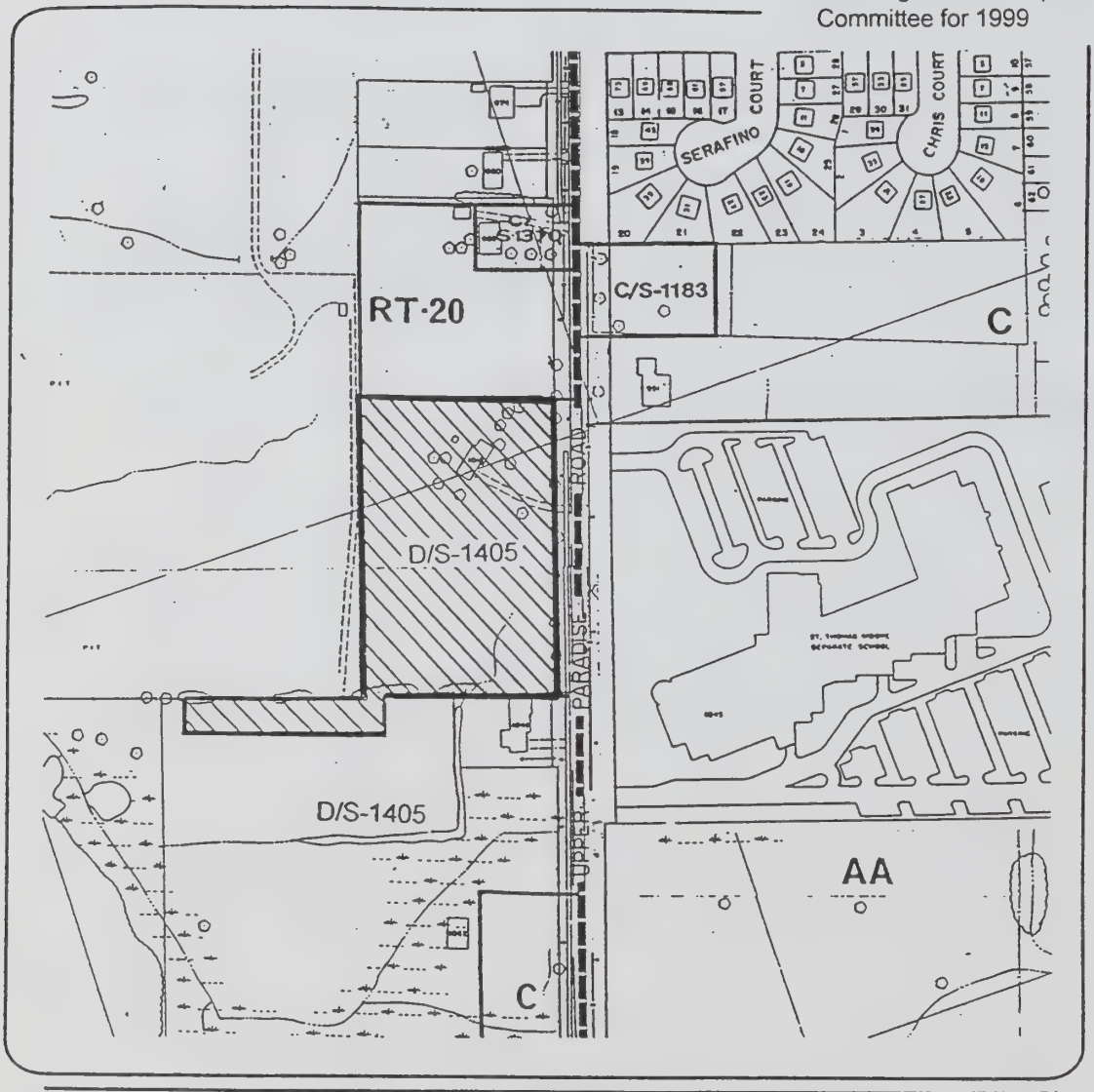
March 30, 1999

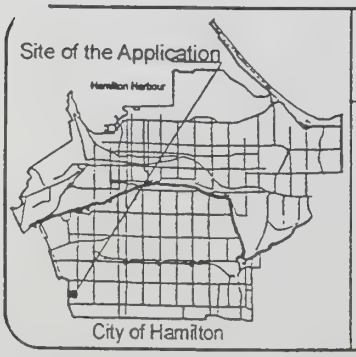
Respectfully submitted,

ALDERMAN F. D'AMICO
PLANNING AND DEVELOPMENT
COMMITTEE

Tina Agnello, Secretary
March 24, 1999

Appendix "A" referred to in Section 1 of the **EIGHTH** Report of the Planning and Development Committee for 1999




PLANNING AND DEVELOPMENT DEPARTMENT

# Location Map

**Legend**

Site of the Application

| | |
|---|---|
| Reference file: | ZAC-99-03 |
| Scale | Not to Scale |
| Date | February, 1999 |
| Technician: | B. B. |

North

Appendix "B" referred
to in Section 3(a) of the
**EIGHTH** Report of the
Planning and Development
Committee for 1999

# OTTAWA STREET B.I.A. PROPOSED BUDGET FOR 1999

| | |
|---|---|
| ADVERTISING | $ 6,000. |
| BEAUTIFICATION | $ 2,200. |
| INSURANCE | $ 945. |
| MEETING EXPENSES | $ 500. |
| OFFICE EXPENSES | $ 600. |
| PROFESSIONAL SERVICES | $ 5,000. |
| RENT | $ 1,200. |
| SPECIAL EVENTS | $16,000. |
| TELEPHONE | $ 700. |
| TRAVEL & PARKING | $ 700. |
| DONATIONS | $ 1,100. |
| TOTAL BUDGET | $34,945.00 |

Appendix "C" referred
to in Section 10 of the
**EIGHTH** Report of the
Planning and Development
Committee for 1999

# Hamilton Cemetery Gatehouse
777 York Boulevard

## REASONS FOR DESIGNATION

Context

Marking the main entrance to the Hamilton Cemetery, this mid-19th century stone gatehouse is located on the west side of York Boulevard opposite Harvey Park, which abuts the grounds of Dundurn Castle. Situated on the high strip of land between Hamilton Harbour and Cootes Paradise known as Burlington Heights, the Hamilton Cemetery occupies a long irregularly-shaped 100-acre piece of land bounded by York Boulevard, the bluff overlooking Princess Point, and the Strathcona residential neighbourhood to the south. Its extensive landscaped grounds containing a multiplicity of tombstones and monuments as well as an exceptional variety of trees and shrubs create a picturesque parklike setting for the gatehouse. The Hamilton Cemetery is an excellent example of the "garden cemetery", popular throughout North America from the mid-19th to the early 20th century, and characterized by its informal layout, naturally contoured terrain, winding roadways and attractive landscaping of grass, trees and shrubs.

History

The Hamilton Cemetery was the first public cemetery in Hamilton and is claimed to be the first municipally owned and controlled cemetery in Canada. It opened in 1848 on a tract of land acquired from Christ's Church (part of a larger parcel purchased from Sir Allan MacNab in 1847) and was initially named the Burlington Cemetery. The cemetery was progressively enlarged by the acquisition of additional parcels of land, including 24 surveyed lots originally owned by MacNab on the west side of York Street and property owned by the Roman Catholic Episcopal Corporation of Hamilton known as the "Bishop's Field". In 1892 the City assumed control of two burial grounds to the south owned respectively by Christ's Church and Church of the Ascension; with this amalgamation its name was changed to the Hamilton Cemetery.

The gatehouse was erected on a parcel of land in front of the cemetery: lots 10 and 11 purchased by the City from W.H. Dickson in 1854. Identified on the original architectural drawings as the Gate Lodge, this modestly-scaled building was designed to house a "public waiting room" (later referred to as a mortuary chapel) and caretaker's residence. After the last resident superintendent resigned in 1900, the building functioned as an office and chapel. In recent years, it has served as the administrative headquarters for the Hamilton Municipal Cemeteries.

Architecture

The Hamilton Cemetery Gatehouse constitutes one of only two architecturally distinctive 19th century cemetery buildings in the Hamilton area, the other being the 1889 stone mortuary chapel at Holy Sepulchre Cemetery in Burlington (excluding churches with attached burial grounds). It also represents an early example in Ontario (and possibly also Canada) of a building intended to serve one or more functions associated with the operation of a cemetery. Its design is attributed to William Hodgins, an architect/ civil engineer who appears to have prepared the plans in 1854 while employed as the City Engineer. The building was completed some time between 1855 and 1862. Hodgins achieved a masterful adaptation of the Gothic Revival style to a dual-purpose building combining the functions of chapel/waiting room and dwelling. This combination of uses appears to be quite unusual, at least within a Canadian context: cemetery buildings in this country were more often designed to serve a single purpose, such as a mortuary chapel or caretaker's house.

Architecturally, the Hamilton Cemetery Gatehouse is notable for its rock-faced ashlar construction with dressed stone trim, its picturesque silhouette, and its fine Gothic Revival detailing. The dominant buttressed corner tower is now crowned by an intricately carved open stone structure with finials. Designed by architect Gordon Hutton and erected in 1920 to replace the wood spire (as rebuilt in 1904), it was intended to have a copper spire, which was never built. The 1894 bell from the original tower is presently displayed on a stone platform beside the entrance driveway. Also noteworthy are the two original chapel and dwelling entrances with arched wood doors, the windows with Tudor-arched openings and hood mouldings sprung from carved figure heads, the two large chapel windows with stone tracery, and the three circular openings with quatrefoil windows.

A later one-storey stone wing on the north facade, designed by the local architectural firm of Stewart & Witton and added in 1913, is in keeping with the Gothic Revival design of the original building.

The small but imposing chapel interior is distinguished by an arched beamed ceiling supported by wood trusses sprung from wood columns resting on widely projecting plaster brackets, two large traceried leaded glass windows, wood-panelled wainscotting and Tudor-arched wood-panelled doors.

Designated Features

Important to the preservation of the Hamilton Cemetery Gatehouse are the original architectural features of:

1) all facades of the original building and 1913 addition, except for the new stuccoed frame wall with a doorway and window on the west facade. Included are the stone masonry walls and chimneys, stone belfry, carved stone details, the slate roofing with round-cut ornamental slates, and the doorways and windows.

2) the former chapel/ waiting room interior with its wood trusses, beams, wainscotting, and doorways (including the one originally located at the north end of the west wall but recently moved to create a new doorway linking the chapel and office).

This designation by-law is restricted to the gatehouse building; it does not include any other built or landscape features on the Hamilton Cemetery grounds: i.e. the fencing, roadways, trees, outbuildings, tombstones, monuments, vaults, etc.

# FINANCE & ADMINISTRATION

# COMMITTEE

# REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **SIXTH** Report for 1999 and respectfully recommends:

## 1. Supply and Delivery of Janitorial, Sanitary and Food Services Supplies

That a purchase order be issued to Shumac Enterprises Inc., Burlington, to supply and deliver janitorial, sanitary and food services supplies to various departments for a period of one (1) 12-month term with an option in favour of the Region/City to renew to two (2) 12-month terms, being the lowest of four acceptable proposals received, in accordance with a Request for Proposal issued by the Purchasing Division and Vendors Proposal, and be financed through various approved accounts.

## 2. Licence Agreement – Industrial Spur Line east of Strathearne Avenue North – Columbia Chemical Canada Ltd.

(a) That the Corporation of the City of Hamilton enter into a Licence Agreement for the lands being the Industrial Spur Line east of Strathearne Avenue North with Columbia Chemical Canada Ltd.; and,

(b) That approval be given to allow Columbia Chemical Canada Ltd. to install, maintain and use a new 8 inch oil supply pipeline and a 4 inch water supply line satisfactory in all respects to the City; and,

(c) That a Licence Agreement between The Corporation of the City of Hamilton and Columbia Chemical Canada Ltd. be entered into prior to the installation of the new oil pipeline and water line; and,

(d) That the Licence Agreement commence on April 1, 1999 until terminated upon sixty (60) days written notice by either party; and,

(e) That the annual fee of $1,270.50 be credited to Account No. CH 44104 31106 (Rent Fees – Civic Properties Rented); and,

(f) That the installation on the City property be completed in the location and manner shown on Drawing No. 196-G-505 prepared by EPCM Services Ltd.; and,

(g) That the Mayor and Municipal Clerk be authorized and directed to execute the Licence Agreement, in a form satisfactory to the Corporate Counsel.

**3. Financing of the City's share of servicing expenditures related to subdivisions**

That as referred to in Section 34 of the Third Report for 1999 of the Transport and Environment Committee approved by City Council on March 9, 1999, the City's share of servicing Effort Gardens – Phase 2 in the amount of $53,793.37 and Tiffany – Phase 3 in the amount of $56,927 to a total of $110,720.37 be financed by the Reserve for Services through Unsubdivided Lands, Account Centre No. CH 00107.

**4. Financing of Consultant Studies for Identification of Preferred Site for Urban Entertainment Centre**

That as referred to in Section 1 of the Fifth Report for 1999 of the Planning and Development Committee approved by City Council on February 23, 1999, the cost of preparing an architectural and planning design study for the Urban Entertainment Centre in the amount of $10,000 be financed by the Reserve for Contingency, Account Centre No. CH 00115.

**5. Bill**

That the following Bill be adopted, signed, sealed and enrolled as a By-law:

D-8 A By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

**Respectfully submitted,**

**ALDERMAN D. WILSON**
**CHAIRMAN**
**FINANCE AND ADMINISTRATION**
**COMMITTEE**

**Susan K. Reeder**
**Secretary**
**March 16, 1999**

# MEETING OF THE COUNCIL
# OF THE CORPORATION OF THE CITY OF HAMILTON

**TUESDAY, MARCH 30**
**7:30 O'CLOCK P.M.**
**COUNCIL CHAMBER, CITY HALL**

# BILLS

Bill No. C- 14

The Corporation of the City of Hamilton

BY-LAW NO. 99-

To Amend:

By-law No. 86-73
As Amended by By-laws No. 92-058 and 98-063

Respecting:

**MEMBERS OF THE BOARD OF MANAGEMENT OF THE DOWNTOWN HAMILTON BUSINESS IMPROVEMENT AREA**

**WHEREAS** By-law No. 86-73, passed on the 11th day of February 1986, continued the Board of Management established by By-law No. 83-71, passed on the 22nd day of February 1983, of the Improvement Area designated by By-law No. 82-151, passed on the 29th day of June 1982, known as the "Downtown Hamilton Business Improvement Area", more particularly described in By-law No. 82-151, all in accordance with subsections 217(1) and 217(6) of the Municipal Act, R.S.O. 1980, Chapter 302;

**AND WHEREAS** By-law No. 92-058, passed on the 11th day of February 1992 varied the composition of the Board of Management and provided for an editorial amendment to By-law No. 86-73;

**AND WHEREAS** By-law No. 98-063, passed on the 10th day of February 1998, varied the composition of the Board of Management;

**AND WHEREAS** it is expedient to repeal By-law No. 98-063;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton in adopting Item 3 of the 6th Report of the Planning and Development Committee at its meeting held on the 9th day of March 1999, directed that the composition of the Board of Management be further varied, in accordance with the provisions of Section 220 of the Municipal Act, R.S.O. 1990, as hereinafter provided;

**AND WHEREAS** it is intended to further vary the composition of the Board of Management.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "A" referred to in clause 2.(a) of By-law No. 86-73, as amended, is repealed and the following substituted therefor:

Alderman A. Horwath
Alderman R. Corsini

2. Schedule "B" referred to in clause 2.(b) of By-law No. 86-73, as amended, is repealed and the following substituted therefor:

| | |
|---|---|
| K. Findlay | F.D. Findlay Clothier |
| A. Peckham | Royal Bank |
| A. Herpers | Herpers Gowling |
| R. Harris | Harris and Henderson |
| J. Livingston | Livingston Furs |
| R. Titian | Reggie's Music and Sound |
| K. Wiegand | Right House |
| R. Sorenson | Sundried Tomatoes |
| M. McNally | Jesset Investments |
| R. Letourneau | Just Imagine Printing |
| D. Brocker | Royal Connaught Hotel |
| R. Ianuzzi | Canadian Imperial Bank of Commerce |
| N. Godwin | Nancy Godwin, Barrister & Solicitor |
| D. Blanchard | Hughson Business Space Corporation |
| D. Lugowy | Dennis Lugowy, Chartered Accountant |

3. By-law No. 98-063 is hereby repealed in its entirety.

4. In all other respects, By-law No. 86-73, as amended, is hereby confirmed, unchanged.

**PASSED** this 30th day of March A.D. 1999

MUNICIPAL CLERK MAYOR

(1999) 6 R.P.D.C. 3, March 9

Bill No. C- 15

The Corporation of the City of Hamilton

BY-LAW NO. 99-

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDSCAPE REGULATIONS AND DESIGN STANDARDS FOR COMMERCIAL USES**

**WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Section 3 of the 1st Report of the Planning and Development Committee at its meeting held on the 26th day of January 1999, recommended that By-law No. 6593 be amended to provide for a general text amendment to the said by-law with respect to landscape regulations and design standards for Commercial Uses, as hereinafter provided;

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "G" (Neighbourhood Shopping Centre, etc.) District regulations as contained in Section 13 of Zoning By-law No. 6593 are amended by adding the following new subsection:

**"LANDSCAPE REQUIREMENTS FOR COMMERCIAL USES**

(9) (i) A planting strip of not less than 1.5 metres in width shall be provided and maintained along every side lot line and rear lot line adjoining a residential district or use, except where a building, structure or accessory building is located and except for the area used for access driveways; and

(ii) Where any parking space or manoeuvring space is adjacent to a street line, a landscaped area having a minimum average width of 2.0 metres, but not less than 1.0 metre in width, shall be provided and maintained along the entire street line of the lot, except for the area used for access driveways."

2. The "G-1" (Designed Shopping Centre) District regulations as contained in Section 13A of Zoning By-law No. 6593 are amended by adding the following new subsection:

**"LANDSCAPE REQUIREMENTS FOR COMMERICAL USES**

(9) (i) A planting strip of not less than 1.5 metres in width shall be provided and maintained along every side lot line and rear lot line adjoining a residential district or use, except where a building, structure or accessory building is located and except for the area used for access driveways; and

(ii) Where any parking space or manoeuvring space is adjacent to a street line, a landscaped area having a minimum average width of 2.0 metres, but not less than 1.0 metre in width, shall be provided and maintained along the entire street line of the lot, except for the area used for access driveways."

3. The "G-2" (Regional Shopping Centres) District regulations as contained in Section 13B of Zoning By-law No. 6593 are amended by adding the following new subsection:

"LANDSCAPE REQUIREMENTS FOR COMMERCIAL USES

(11) (a) A planting strip of not less than 1.5 metres in width shall be provided and maintained along every side lot line and rear lot line adjoining a residential district or use, except where a building, structure or accessory building is located and except for the area used for access driveways; and

(b) Where any parking space or manoeuvring space is adjacent to a street line, a landscaped area having a minimum average width of 2.0 metres, but not less than 1.0 metre in width, shall be provided and maintained along the entire street line of the lot, except for the area used for access driveways."

4. The "G-4" (Designed Neighbourhood Shopping Area) District regulations as contained in Section 13D of Zoning By-law No. 6593 are amended by adding the following new subsection:

"LANDSCAPE REQUIREMENTS FOR COMMERCIAL USES

(7) (i) A planting strip of not less than 1.5 metres in width shall be provided and maintained along every side lot line and rear lot line adjoining a residential district or use, except where a building, structure or accessory building is located and except for the area used for access driveways; and

(ii) Where any parking space or manoeuvring space is adjacent to a street line, a landscaped area having a minimum average width of 2.0 metres, but not less than 1.0 metre in width, shall be provided and maintained along the entire street line of the lot, except for the area used for access driveways."

5. The "H" (Community Shopping and Commercial, etc.) District regulations as contained in Section 14 of Zoning By-law No. 6593 are amended by adding the following new subsection:

"LANDSCAPE REQUIREMENTS FOR COMMERCIAL USES

(9) (i) A planting strip of not less than 1.5 metres in width shall be provided and maintained along every side lot line and rear lot line adjoining a residential district or use, except where a building, structure or accessory building is located and except for the area used for access driveways; and

(ii) Where any parking space or manoeuvring space is adjacent to a street line, a landscaped area having a minimum average width of 2.0 metres, but not less than 1.0 metre in width, shall be provided and maintained along the entire street line of the lot, except for the area used for access driveways."

6. The "HH" (Restricted Community Shopping and Commercial District) District regulations as contained in Section 14A of Zoning By-law No. 6593 are amended by adding the following new subsection:

**"LANDSCAPE REQUIREMENTS FOR COMMERCIAL USES**

(7) (a) A planting strip of not less than 1.5 metres in width shall be provided and maintained along every side lot line and rear lot line adjoining a residential district or use, except where a building, structure or accessory building is located and except for the area used for access driveways; and

(b) Where any parking space or manoeuvring space is adjacent to a street line, a landscaped area having a minimum average width of 2.0 metres, but not less than 1.0 metre in width, shall be provided and maintained along the entire street line of the lot, except for the area used for access driveways."

7. The "I" (Central Business District, etc.) District regulations as contained in Section 15 of Zoning By-law No. 6593 are amended by adding the following new subsection:

**"LANDSCAPE REQUIREMENTS FOR COMMERCIAL USES**

(9) (i) A planting strip of not less than 1.5 metres in width shall be provided and maintained along every side lot line and rear lot line adjoining a residential district or use, except where a building, structure or accessory building is located and except for the area used for access driveways; and

(ii) Where any parking space or manoeuvring space is adjacent to a street line, a landscaped area having a minimum average width of 2.0 metres, but not less than 1.0 metre in width, shall be provided and maintained along the entire street line of the lot, except for the area used for access driveways."

8. The "HI" (Civic Centre Protected Districts) District regulations as contained in Section 15A of Zoning By-law No. 6593 are amended by adding the following new subsection:

**"LANDSCAPE REQUIREMENTS FOR COMMERCIAL USES**

(5) (i) A planting strip of not less than 1.5 metres in width shall be provided and maintained along every side lot line and rear lot line adjoining a residential district or use, except where a building, structure or accessory building is located and except for the area used for access driveways; and

(ii) Where any parking space or manoeuvring space is adjacent to a street line, a landscaped area having a minimum average width of 2.0 metres, but not less than 1.0 metre in width, shall be provided and maintained along the entire street line of the lot, except for the area used for access driveways."

9. The "CR-1", "CR-2" and "CR-3" (Commercial-Residential Districts) District regulations as contained in Section 15B of Zoning By-law No. 6593 are amended by adding the following new subsection:

"LANDSCAPE REQUIREMENTS FOR COMMERCIAL USES

(36) A planting strip of not less than 1.5 metres in width shall be provided and maintained along every side lot line and rear lot line adjoining a residential district or use, except where a building, structure or accessory building is located and except for the area used for access driveways; and

(37) Where any parking space or manoeuvring space is adjacent to a street line, a landscaped area having a minimum average width of 2.0 metres, but not less than 1.0 metre in width, shall be provided and maintained along the entire street line of the lot, except for the area used for access driveways."

10. In all other respects, By-law No. 6593, as amended, is hereby confirmed, unchanged.

11. The Municipal Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

**PASSED** this day of A.D. 1999

MUNICIPAL CLERK

MAYOR

(1999) 1 R.P.D.C. 3, January 26
City Initiative 98-E

Bill No. C- 16

The Corporation of the City of Hamilton

BY-LAW NO. 99-

To Amend:

Zoning By-law No. 6593

Respecting:

**THE LOCATION OF VEHICULAR ACCESS POINTS FOR RESTAURANT PARKING IN AN "H" DISTRICT**

**WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 6593 on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Section 1 of the 4th Report of the Planning and Development Committee at its meeting held on the 23rd day of February 1999, recommended that By-law No. 6593 be amended to provide for a general text amendment to the said by-law with respect to the location of vehicular access points for restaurant parking in an "H" District, as hereinafter provided;

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 18A. (36) 2. of Zoning By-law No. 6593 is amended by adding the words "parking for" before "a restaurant" in the second line so that the section shall read as follows:

> "2. No points of ingress or egress at the lot line, to or from the lot on which parking for a restaurant is located shall be situate closer than 30.0 metres (98.43 feet) to a residential district boundary."

2. In all other respects, By-law No. 6593, as amended, is hereby confirmed, unchanged.

3. The Municipal Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

**PASSED** this 30th day of March A.D. 1999

MUNICIPAL CLERK

MAYOR

(1999) 4 R.P.D.C. 1, February 23
City Initiative 98-B

**Bill No. D-8**

**BY-LAW NO. 99 -**

**CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 30TH DAY OF MARCH 1999.**

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the Municipal Clerk, or in the absence of the Municipal Clerk, the Acting Municipal Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

**PASSED this 30th day of March 1999**

**MUNICIPAL CLERK** **MAYOR**

CA4 ON HBZ A05
A31
1999

The Urban/Municipal Collection
2nd Floor
Hamilton Public Library
+ Bill

April 9, 1999

URBAN
MUNICIPAL

# MEETING OF THE COUNCIL
# OF THE CORPORATION OF THE CITY OF HAMILTON

**Tuesday, April 13, 1999**
**7:30 o'clock p.m.**
**Council Chambers, City Hall**

URBAN MUNICIPAL

APR 19 1999

GOVERNMENT DOCUMENTS

**J. J. Schatz**
**Municipal Clerk**

## AGENDA

1. National Anthem.

2. Opening Prayer.

3. Certificates of Recognition/Presentations.

4. Adoption of the minutes of the meeting held March 30, 1999

5. Correspondence.

6. Reports of the Standing Committees:

   (c) Planning and Development Committee
   (d) Finance and Administration Committee

7. Notices of Motion for next meeting.

8. Question Period.

9. Adjournment.

# MINUTES

Minutes of Hamilton City Council
Tuesday, March 30, 1999
7:30 o'clock p.m.
Council Chamber, City Hall

The Council met:

There were present: Acting Mayor O'Sullivan;
Aldermen M. Kiss, M. Caplan, A. Horwath,
R. Corsini, B. Morelli, D. Haining, D. Wilson,
G. Copps, C. Collins, F. Eisenberger, T. Jackson,
B. Charters, T. Anderson, B. Kelly, F. D'Amico.

Absent: Mayor R. M. Morrow - Illness

Acting Mayor O'Sullivan called the meeting to order.

Major Roland Shea, Salvation Army Family Services, 340 York Boulevard led Council in prayer.

## PRESENTATIONS

Acting Mayor O'Sullivan with the assistance of Alderman C. Collins, Chairman of the Transport and Environment Committee presented Certificates of Recognition to the following:

**a) 1998 "Keep Hamilton Blooming" Campaign Participants**

| | |
|---|---|
| Ian McKenzie | Parkdale Coaches Association |
| John Carrick | Freemasons of Hamilton-Wentworth |
| Pam McAuley | Hotz Environmental |
| David Belland | Friends of Gage Park |
| Janice Freckiton | Lafarge Construction Materials |
| Linda Lopinski | The Hamilton Spectator |
| Stan Genno | CHML & Y95.3 |
| Frank Butty | Frank Butty Limited |
| Don Dussault | Imperial Oil |
| Don Marsales | Hamilton Hydro-Electric System |
| Judith Kelly | The Garden Club of Hamilton |
| David Miller | Mohawk College Physical Plant |

| | |
|---|---|
| Tony Pinelli | North Star Technical Inc. |
| Cor Vanderkruk | Connon Nurseries C. B. Holdings Limited |
| Denise Dickie | Ontv |
| Peter Ashenhurst | Ashenhurst Nouwens Ltd. |
| Art King | Bartonair Fabricators Inc. |
| Anne Pavlovic | White Flame Company |
| Margaret Sharpe | The Economic Insurance Group |
| Bob Birnie | Thomas R. Birnie & Sons |
| Ian Leppert | Leppert Business Systems |
| Ken Love | Rotary Club of Hamilton-East Wentworth |
| Chris Ecklund | Ecklund Process |
| Mr. & Mrs. Wilson | Landane House |
| Alan Henderson | Landscape Ontario – Hamilton Branch |
| Nancy Wills | Personal Donation |
| Russ Bridgeman | Raincentre Irrigation Contractors |
| Dan Brown | Raincentre Irrigation Contractors |
| Lilly Oddi | Orlick Industries Ltd. |
| Martha Leckie | Wills Motors Ltd. |
| Ken Rochwerg | Wentworth Metal Recycling Disposal Service |
| Bob Birnie | AMRB Holdings Ltd. O/A Mr. Rooter |
| Angie Small | 1023942 Ontario Inc. Country Depot |

Acting Mayor O'Sullivan presented Certificates of Recognition to former citizen members on City Committees, Local Boards and Commissions as follows:

**Canadian Football Hall of Fame & Museum Management Committee**

Peggy Knill

**Hamilton Historical Board**

Carolyn McCann
Michael Murkovich
Joyce Newman
Claire Riddell

**Hamilton Hydro-Electric Commission**

Donald Jervis

**Hamilton Public Library Board**

Mark Davies

**Keep Hamilton Clean Committee**

Mark Alan Whittle

**Local Architectural Conservation Advisory Committee**

John Mokrycke

## ADOPTION OF MINUTES

The minutes of the regular meeting held March 9, 1999 and the special meeting held March 16, 1999 were adopted as circulated.

## CORRESPONDENCE

1. Letter dated March 23, 1999 from M. Jane Lee, Clerk/Director of Administrative Services for the Town of Flamborough respecting Services Board Alternative.

   **Referred to the Finance and Administration Committee.**

2. Information Report dated March 16, 1999 from J. J. Schatz, Municipal Clerk advising of an objection to By-law No. 99-026 respecting property south of Stone Church Road West, and west of West 5th Street, Hamilton, Ontario.

   **Received**.

3. Application dated March 11, 1999 from Valery Construction Company Limited, c/o Ted Valery for a change in zoning from "D" (Urban Protected Residential – One and Two family, Dwellings, etc.) District, modified to "C" (Urban Protected Residential, etc.) District modified for 965 West 5th Street, Hamilton, Ontario.

   **Received.**

4. Application dated March 23, 1999 from Joseph Kutlesa, 1221 Limeridge Inc., for a change in zoning from "G" (Neighbourhood Shopping Centre, etc.) D District to "DE-3" (Multiple Dwellings) District modified for 1221 Limeridge Road East, Hamilton, Ontario.

   **Received**.

5. Application dated March 19, 1999 from Mr. E. C. LaBerge), Visplar Holdings Ltd., 5803 Yonge Street, Suite 107, Willowdale, for a further modification to the established "D" (Urban Protected Residential – One and Two Family Dwellings, etc.) for 1062 and 1088 Upper Paradise Road, Hamilton, Ontario.

**Received**.

6. Application dated March 12, 1999 from Reinier Hill, 127 Arbour Road, Hamilton for an Official Plan Amendment OPA 161 for 649 Pritchard Road, Hamilton, Ontario.

**Received**.

* * * * * * * * * * * * * * * * * *

It was moved by Alderman Kiss and seconded by Alderman Caplan that the Reports of the Parks and Recreation Committee, Planning and Development Committee, and the Finance and Administration Committee, be considered in Committee of the Whole with Alderman D'Amico in the chair.

**Recorded vote**.

**YEAS:** Acting Mayor O'Sullivan, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico. –16.

**NAYS:** -0. **CARRIED.**

## PARKS AND RECRERATION COMMITTEE – FOURTH REPORT

**Section 1 Re: Chedoke Ski Hill – Regional 1999 Budget Deliberations**

It was moved by Alderman Caplan and seconded by Alderman Kiss that Section 1 of the Fourth Report of the Parks and Recreation Committee be amended by deleting the word "Capital" and substituting the word "Operating" in lieu thereof.

**Recorded vote on Section 1 as amended**.

**YEAS:** Acting Mayor O'Sullivan, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Copps, Eisenberger, Collins, Jackson, Anderson, Kelly, D'Amico. –14.

**NAYS:** Aldermen Wilson, Charters. -2. **CARRIED.**

## PLANNING AND DEVELOPMENT COMMITTEE – EIGHTH REPORT

**Rule No. 9 Re: Demolition Permit – 575 Rosseau Road**

It was moved by Alderman Collins and seconded by Alderman Eisenberger that Rule No. 9 be invoked for this meeting of City Council in order to permit consideration of a resolution respecting the Issuance of a Demolition Permit for 575 Rosseau Road.

**CARRIED.**

* * * * * *

**Section 12 Re: Demolition Permit – 575 Rosseau Road**

It was moved by Alderman Collins and seconded by Alderman Eisenberger that the Eighth Report of the Planning and Development Committee be amended by adding Section 12 as follows:

"12. That the Building Commissioner be authorized to issue a demolition permit for 575 Rosseau Road in accordance with By-law No. 74-290 pursuant to Section 33 of The Planning Act, as amended." **CARRIED.**

## FINANCE AND ADMINISTRATION COMMITTEE – SIXTH REPORT

**Section 2 Re: Licence Agreement – Industrial Spur Line east of Strathearne Avenue North – Columbia Chemical Canada Ltd.**

**Recorded vote**.

**YEAS:** Acting Mayor O'Sullivan, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico. –15.

**NAYS:** Alderman Copps. -1.

**CARRIED.**

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**Section 4 Re: Urban Entertainment Centre – Consultant Studies**

**Recorded vote**.

**YEAS:** Acting Mayor O'Sullivan, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico. –15.

**NAYS:** Alderman Copps. -1. **CARRIED.**

**ACTING MAYOR FOR THE MONTH OF APRIL, 1999**

It was moved by Alderman Horwath and seconded by Alderman Copps that Alderman M. Kiss be appointed Acting Mayor for the month of April, 1999.

**CARRIED.**

* * * * * * * * * * * * * * *

It was moved by Alderman Kiss and seconded by Alderman Caplan that the Report of the Committee of the Whole on the Reports of the Parks and Recreation Committee, the Planning and Development Committee, the Finance and Administration Committee and resolutions, be adopted.

**Recorded vote.**

**YEAS:** Acting Mayor O'Sullivan, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Copps, Collins, Eisenberger, Jackson, Charters, Anderson, Kelly, D'Amico. –16.

**NAYS:** -0. **CARRIED.**

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**City Council then adjourned at 8:15 o'clock p.m.**

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**Taken as read and approved.**

**ACTING MAYOR D. O'SULLIVAN**
**CHAIRMAN**

**J. J. Schatz, Municipal Clerk**
**March 30, 1999**
**JJS/dg**

# CORRESPONDENCE

**Correspondence:**

1. Letter dated March 29, 1999 from Canadian National Railway, Toronto, for a change in zoning from "J" (Light and Limited Heavy Industry, etc.) District to "H" – 'H' (Community Shopping and Commercial, etc. – Holding) District (Block "1") and from "J" (Light and Limited Heavy Industry, etc.) District to "A" (Conservation, Open Space, Park and Recreation) District (Block "2") to permit the conversion of the existing building for use as a Training Centre, Restaurant, Office, Retail & Entertainment uses and the construction of a new building for use as a 78 bed Residential Care Facility (Block "1") and open space uses (Block "2") for lands known as 360 James Street North.

   **Recommendation: Be Received.**

2. Letter dated March 31, 1999 from Canadian National Railway Company, Toronto, for a change in zoning from "H" (Community Shopping and Commercial, etc.) District (Block "1") and "J" (Light and Limited Heavy Industry, etc.) District (Block "2") to "G-3" – 'H' (Public Parking Lots – Holding) District to permit the use of the lands as a public parking lot for lands located west of James Street North south of C.N. Railway.

   **Recommendation: Be Received.**

# PLANNING & DEVELOPMENT

# COMMITTEE

## REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **NINTH** Report for 1999 and respectfully recommends:

**1. Zoning Application 99-01 for change in zoning from "J" District, modified, to "DE" District, modified - 129 Rebecca Street**

That approval be given to Amended Zoning Application ZAC-99-01, Michael Valvasori, prospective owner, for a change in zoning from "J" (Light and Limited Heavy Industry, etc.) District, modified to "DE" (Low Density Multiple Dwellings) District, modified to permit the conversion of the existing building for 19 apartment units, for property located at 129 Rebecca Street, as shown on the attached map marked as Appendix "A", on the following basis:

(a) That the subject lands be rezoned from "J" (Light and Limited Heavy Industry, etc.) District, modified to "DE" (Low Density Multiple Dwellings) District; and,

(b) That the "DE" (Low Density Multiple Dwellings) District regulations, as contained in Section 10A of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variances as special requirements:

(i) That notwithstanding Section 10A.(1) of Zoning By-law No. 6593, only the following use shall be permitted:

(1) a multiple dwelling containing a maximum of nineteen (19) Class A dwelling units within the building existing at the time of the passing of the By-law; and,

(ii) That notwithstanding Section 10A.(3) of Zoning By-law No. 6593, the existing building at the time of the passing of this By-law, known municipally as 129 Rebecca Street, shall provide and maintain the following setbacks:

(1) 0.0 metres from the southerly, easterly, northerly and westerly lot lines; and,

(iii) That notwithstanding Section 10A.(4) of Zoning By-law No. 6593 a lot width of not less than 17.6 m and a lot area of not less than 460 $m^2$ shall be provided and maintained; and,

(iv) That Section 10A.(5) of Zoning By-law No. 6593 shall not apply; and,

(v) That Section 18A of Zoning By-law No. 6593 shall not apply; and,

(c) That the amending By-law be added to Section 19 of Zoning By-law No. 6593, as Section S-850a, and that the subject lands on Zoning District Map E-4 be notated S-850a; and,

(d) That the Director of Legal Services and Corporate Counsel be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-4 for presentation to City Council; and,

(e) That the proposed change in zoning is in conformity with the Official Plan for the City of Hamilton Planning Area.

**2. Revised Subdivision Application "Woodland Meadows" and Change in Zoning - 965 West 5th Street**

A. That approval be given to Revised Subdivision Application 98-01, (Regional File No. 25T-98003), Valery Construction Company Limited, owner to establish a draft plan of subdivision "Woodland Meadows", on lands located east of West 5th Street and north of Stone Church Road West, known municipally as 965 West 5th Street, in the Kernighan Neighbourhood, as shown on the attached map marked as Appendix "B", subject to the following conditions:

(a) That this approval apply to the plan, as revised in red, prepared by Planning and Engineering Initiatives Ltd. and certified by J.P. Wooley, O.L.S. dated March 12, 1998, revised February 11, 1999, showing 40 lots for single detached dwellings, 5 blocks being 0.30m reserves, 1 block for road widening purposes and 2 streets identified as Streets "A" and "B", attached as Appendix "C"; and,

(b) That the proposed streets be named from the City of Hamilton reserved street name list to the satisfaction of the City of Hamilton and the Regional Municipality of Hamilton-Wentworth; and,

(c) That the owner prepare and submit, to the satisfaction of the Director of Planning and Development, a municipal street numbering plan; and,

(d) That the final plan conform with the Zoning By-law approved under the Planning Act; and,

(e) That the owner provide the City of Hamilton with a certified list showing the net area and width of each lot and block and the gross area of the subdivision in the final plan; and,

(f) That the owner shall erect a sign in accordance with Section XI of the subsequent agreement, prior to the issuance of a final release by the City of Hamilton; and,

(g) That the owner make a cash payment in lieu of the conveyance of 5% of the land included in the plan to the City of Hamilton for park purposes; and,

(h) That the owner agree to include the following clauses in a registered portion of the subdivision agreement, to be registered on title of all lots within the plan of subdivision abutting West 5th Street and that the owner ensure that warning clauses are included on all offers of purchase and sale and reservation agreements to the satisfaction of the Director of Planning and Development and the Director of Legal Services and Corporate Counsel:

"Purchasers are advised that noise levels originating from West 5th Street may become of concern, occasionally interfering with some activities of the occupant"; and,

"Purchasers are advised that Street "A", between Street "B" and West 5th Street, may be closed to vehicular traffic at some future date when Picino Street is constructed to the north. Street "A" will be retained as a public walkway."; and,

(i) That the owner satisfy the following conditions to the satisfaction of the Hamilton Region Conservation Authority and the Manager, Development Engineering, Regional Environment Department:

(i) That the owner prepare and implement an erosion and sediment control plan for the subject property. The approved plan should include the following requirements and notes:

(1) All erosion and sediment control measures shall be installed prior to development, and maintained throughout the construction process, until all disturbed areas have been revegetated; and,

(2) All erosion and sediment control measures shall be inspected after each rainfall and maintained to the satisfaction of the Authority Engineer; and,

(3) Any disturbed area not scheduled for further construction within 45 days shall be provided with a suitable temporary mulch and seed cover within 7 days of the completion of that particular phase of construction; and,

(4) All disturbed areas shall be revegetated with permanent cover immediately following completion of construction; and,

(ii) That the requirements of the approved erosion and sediment control plan be included within the Subdivision Agreement for this property; and,

(iii) That the applicant prepare and implement a stormwater management plan for the subject property. The approved plan shall address stormwater quantity and quality issues and ensure that current Provincial drainage and stormwater management quality guidelines are implemented; and,

(j) That the 5.18m road widening on West 5th Street, shown as Block 42, be dedicated to the Region of Hamilton-Wentworth for road widening purposes on the final plan; and,

(k) That the final plan incorporate the lands originally shown as Blocks 41 and 42, into Street "A" to the satisfaction of the Manager, Development Engineering Section, Regional Environment Department; and,

(l) That a 1m by 1m daylight triangle road widening be established at the intersection of Street "A" and West 5th Street from Lot 1; and,

(m) That a minimum 4m by 4m daylight triangle road widening be established on Lots 17 and 25 at the L-shape bend in the road on Street "A" and Street "B" to accommodate the off tracking of vehicles through the 90 degree bend in the 18.0m road allowance; and,

(n) That prior to the final approval of 18m road rights-of-ways for the new "public street" to West 5th Street and Streets "A" and "B", the applicant/owner must provide written confirmation from all the

respective Utility Companies that their facilities can be accommodated within the 18m right-of-way while still maintaining the standard municipal roadway cross section and municipal sidewalk locations. The owner will provide and pay for permanent conduit as required for various utilities due to the reduced road allowance width; and,

(o) That the owner be required to pay for the entire construction of Street "A" from West 5th Street easterly; and,

(p) That the owner be required to pay for their share of costs for the establishment and construction of the neighbourhood street adjacent to the north limit of the subdivision which are not covered by the draft plan condition on lands to the north; and,

(q) The outside corner street radius on Street "A" should be decreased from 21.5m to 15m; and,

(r) That a 2m by 2m daylight triangle be established at the corner of Street "B" and the "public street" to West 5th Street from Lot 16; and,

(s) That the applicant/owner provide the future replacement of Street "A" from Street "B" to West 5th Street with a walkway. This includes curb/street removal, landscaping and the curb alterations required at the intersections of Street "B" and Street "A" and Street "A" and West Fifth Street; and,

(t) That the owner grant the City temporary right-of-way over Lots 9, 24, 32 and 33 in order to construct the standard 9m radius turning circles and provide a minimum of 6m behind the turning circle for snow storage, the construction of temporary drainage facilities and the temporary location of utilities, as required; and,

(u) That the owner agree not to request Building Permits for Lots 9, 24, 32 and 33 until such time as the temporary cul-de-sacs have been removed and a permanent street has been constructed adjacent to these lots to the satisfaction of the City of Hamilton; and,

(v) That the owner establish and convey a .30m reserve, along the south side of Street "A" to the City of Hamilton on the final plan for the purposes of access control; and,

(w) That the removal of any trees within the West 5th Street road allowance or on City lands to the north be subject to the approval and to the satisfaction and requirements of the Forestry Section of the City of Hamilton Department of Public Works and Traffic; and,

(x) That the owner provide and implement a Landscape and Tree Preservation Plan to the satisfaction of the Regional Environment Department; and,

(y) That the owner agree in writing to satisfy all requirements, financial and otherwise, of the City of Hamilton prior to development of any portion of these lands.

B. That the Subdivision Agreement be entered into by the Corporation of the City of Hamilton and the owner to provide for compliance with the conditions of approval established by the Regional Municipality of Hamilton-Wentworth with respect to this application (25T-98003), Valery Construction Company Ltd., owner, proposed draft plan of subdivision, and that the City execute the agreement when the said conditions have been met and the City's share of the cost of installing municipal services has been approved by City Council; and,

C. That the conditions of draft plan approval, as contained in Section 2 of the THIRTEENTH Report of the Planning and Development Committee for 1998, applicable to the previous plan of subdivision dated March 10, 1998, as approved by City Council, attached as Appendix "D", be rescinded and replaced with the proposed condition of draft plan approval contained in Section A of this report; and,

D. That the Municipal Clerk be directed to advise the Regional Commissioner of Environment of Council's decision; and,

E. That approval be given to Zoning Application 99-06, Valery Construction Company Limited, owner for a change in zoning from "D" (Urban Protected Residential – One and Two Family, etc.) District, modified, to "C" (Urban Protected Residential, etc.) District, modified, for lands located east of West 5th Street and north of Stone Church Road West, known municipally as 965 West 5th Street, in the Kernighan Neighbourhood, as shown on the attached map marked at Appendix "B", on the following basis:

(a) That Subsection 1.(b) of Zoning By-law No. 98-205 be repealed in its entirety and replaced with the following:

"by changing from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, modified, those lands comprised in Block "2";"; and,

(b) That Section 2 of Zoning By-law No. 98-205 be repealed in its entirety and replaced with the following:

"2. That the "C" (Urban Protected Residential, etc.) District regulations, as contained in Section 9. of Zoning By-law No. 6593, applicable to Block "2", be modified to include the following variances as special requirements:

(i) That notwithstanding Section 9.(3)(i) of Zoning By-law No. 6593, the following shall apply:

1. A front yard having a depth of not less than 4.5m to the main wall of the dwelling shall be provided and maintained;

2. A front yard having a depth of not less than 6.0m to the garage or carport shall be provided and maintained; and,

(ii) That notwithstanding Section 9.(4) of Zoning By-law No. 6593, for a corner lot every lot shall have a width of at least 12.0 metres and an area of at least 355.0 square metres within the district."; and,

(c) That Schedule "A" of Zoning By-law No. 98-205 be repealed and replaced with a new Schedule "A" in accordance with Sections 1(a) and 1(b) of Zoning By-law No. 98-205, as amended; and,

(d) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-1406a and that the subject lands on Zoning District Map W-9B be notated as S-1406a; and,

(e) That the Director of Legal Services and Corporate Counsel be directed to prepare a by-law to amend Zoning By-law No. 6593, as amended by Zoning By-law No. 98-205, and Zoning District Map W-9B for presentation to City Council; and,

(f) That the proposed changes in zoning are in conformity with the Official Plan for the Hamilton Planning Area.

F. That upon finalization of the implementing Zoning By-law, the approved Kernighan Neighbourhood Plan be amended to redesignated Blocks "1" and "2" from "Single & Double & Attached Housing" Residential to "Single & Double" Residential and to recognize the revised lotting configuration as shown on the revised draft plan of subdivision. In addition, a notation should be added to the Kernighan Neighbourhood Plan to indicate that Street "A", between Street "B" and West 5th Street, may be closed to vehicular traffic at some future date when Picino Street is constructed to the north. Street "A" will be retained as a public walkway.

**3. Proposed Official Plan Amendment – Heritage Impact Assessment**

A. That approval be given to the proposed Official Plan Amendment, to incorporate provisions in the Official Plan to require a Heritage Impact Assessment where heritage resources are affected by major redevelopment and development proposals, as follows:

(a) Subsection C.6 - Heritage Resources be amended by including the following new policies:

6.9 A Heritage Impact Assessment may be required by the City for any development or redevelopment, both public and private initiatives, that proposes to erect, demolish or alter buildings or structures on or adjacent to properties that meet one or more of the following criteria:

i) The properties are designated under the Ontario Heritage Act or are adjacent to buildings/structures that are designated under the Ontario Heritage Act;

ii) The buildings/structures are listed on the City's Inventory of Buildings of Architectural and/or Historical Interest or are adjacent to buildings/structures listed on the City's Inventory of Buildings of Architectural and/or Historical Interest;

iii) The site has or is adjacent to a site that has open spaces, vistas or cultural heritage landscapes that are listed on the Cultural Landscape Resources Inventory approved by the Local Architectural Conservation Advisory Committee (LACAC); or,

iv) The properties are within or adjacent to a Heritage Conservation District.

6.10 The Heritage Impact Assessment will be processed simultaneously with the development or building permit applications when submitted to the City. The Heritage Impact Assessment will be reviewed by the Local Architectural Conservation Advisory Committee (LACAC) and any decisions will be delayed until such time as the review is completed by LACAC.

6.11 The Heritage Impact Assessment will contain the information detailed in the Heritage Impact Assessment Guidelines. These guidelines will be approved by City Council and any amendments to the Guidelines will require Council approval.

6.12 Where an environmental assessment for a proposal is processed under federal or provincial environmental assessment regulations, that assessment will be considered as fulfilling the Heritage Impact Assessment under policy 6.9, provided a professional assessment of the architectural, historical, archaeological and/or landscape value is included.; and,

(b) That the General Manager of the Community Planning and Development Division be authorized and directed to prepare a by-law, to the satisfaction of the Director of Legal Services and Corporate Counsel, for submission to the Region of Hamilton-Wentworth.

B. That the Heritage Impact Assessment Guidelines, attached as Appendix "E", be adopted by City Council.

4. **Amendment to the Approved Fessenden Neighbourhood Plan - Proposed Deletion of Walkway between Forestgate Drive and Wendover Drive**

(a) That the Approved Fessenden Neighbourhood Plan be amended by deleting the walkway located between Forestgate Drive and Wendover Drive, as shown on the attached Appendix "F"; and,

(b) That the closure and disposal of the walkway located between Forestgate Drive and Wendover Drive in the Fessenden Neighbourhood, as shown on the attached Appendix "F", be referred to the Transport and Environment Committee for implementation.

**5. Tax Incentive Program for Designated Heritage Buildings in the Downtown**

(a) That approval be given for a Tax Incentive Program, as outlined in Appendix "G", for commercial/industrial buildings designated under the Ontario Heritage Act which are located within the Hamilton Downtown Community Improvement Project Area which would pay for that part of the cost of rehabilitating such buildings by means of an annual rebate for the five-year period following completion of such work; and,

(b) That the Downtown Hamilton Community Improvement Plan be amended to include the said Tax Incentive Program and that Community Planning and Development Division Staff be authorized to take the steps required to give Public Notice of the proposed amendment and to arrange the Public Meeting to be held with the Planning and Development Committee in accordance with the Planning Act's requirements for amending the Hamilton Downtown Community Improvement Plan; and,

(c) That the Director of Legal Services and Corporate Counsel be directed to prepare a By-law for presentation to City Council to adopt the said amendment and subsequently submit an application to the Minister of Municipal Affairs to approve the said By-law, including the provision of the said bonus rebates to the commercial landowners.

**6. Comments on Proposed Rezoning and Official Plan Amendment, Southwest Corner of Rymal Road and Swayze Road, Township of Glanbrook**

(a) That the Municipal Clerk advise the Township of Glanbrook and the Region of Hamilton-Wentworth that the City of Hamilton does not support the proposed rezoning and Official Plan Amendment at Rymal Road and Swayze Road, as shown on the attached map marked Appendix "H", for the following reasons:

(i) the proposal will undermine the viability of lands presently designated for Commercial as established by the City of Hamilton Official Plan; and,

(ii) the supporting background documentation on market assessment/demand has overstated future commercial demand; and,

(iii) the proposal appears to be in conflict with Policy H.1.2 of the Glanbrook Official Plan; and,

(b) That the report of the General Manager, Community Planning and Development Division, dated March 15, 1999, as presented to the

Planning and Development Committee at its meeting held April 7, 1999 respecting comments on the Proposed Rezoning and Official Plan Amendment at Rymal Road and Swayze Road, be forwarded to the Township of Glanbrook for consideration at the Public Meeting to be held on Monday, April 26, 1999.

7. **Authorization for Staff Attendance at an Ontario Municipal Board Hearing - 125 Longwood Road North**

That the appropriate Staff (e.g. Legal Services and Corporate Counsel, Planning and Development Department) be authorized to attend the Ontario Municipal Board hearing in support of the Committee of Adjustment decision to deny Application No. A-98:254, respecting the property located at No. 125 Longwood Road North, as shown on attached map marked as Appendix "I".

8. **Authorization for Staff Attendance at an Ontario Municipal Board Hearing - 2803 King Street East**

That the appropriate Staff (e.g. Legal Services and Corporate Counsel, Planning and Development Department) be authorized to attend the Ontario Municipal Board hearing in support of the Committee of Adjustment decision to deny Application No. A-98:237, respecting the property located at No. 2803 King Street East, as shown on attached map marked as Appendix "J".

9. **Bill**

That the following Bill be adopted, signed, sealed and enrolled as a By-law:

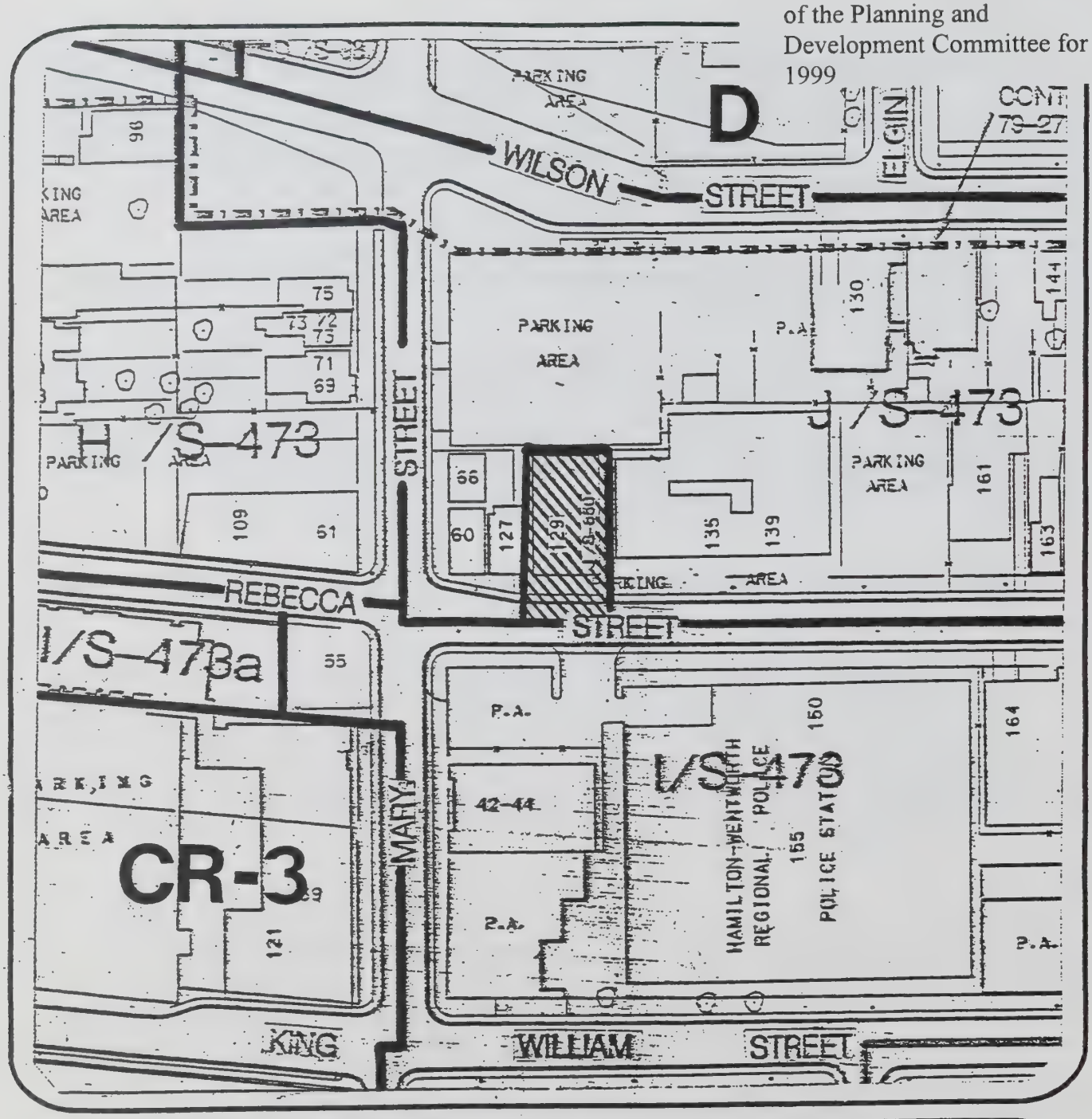
(a) C-17 A By-law to Amend Zoning By-law No. 6593, as amended by Zoning By-law No. 96-124 respecting lands located at Municipal Nos. 775 and 779 Upper Wentworth Street

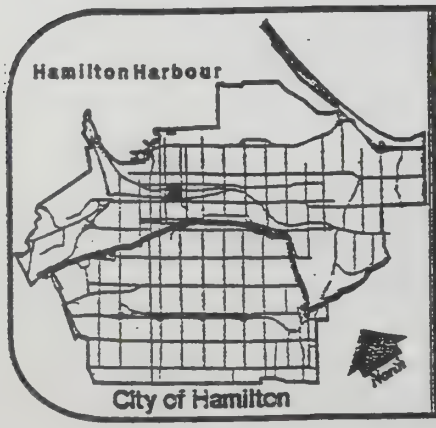
**Respectfully submitted,**

**ALDERMAN F. D'AMICO, CHAIRMAN**
**PLANNING AND DEVELOPMENT COMMITTEE**

**Charlene Touzel, Acting Secretary**
**April 7, 1999**

Appendix "A" as referred to in Section 1 of the NINTH Report of the Planning and Development Committee for 1999




PLANNING AND DEVELOPMENT DEPARTMENT

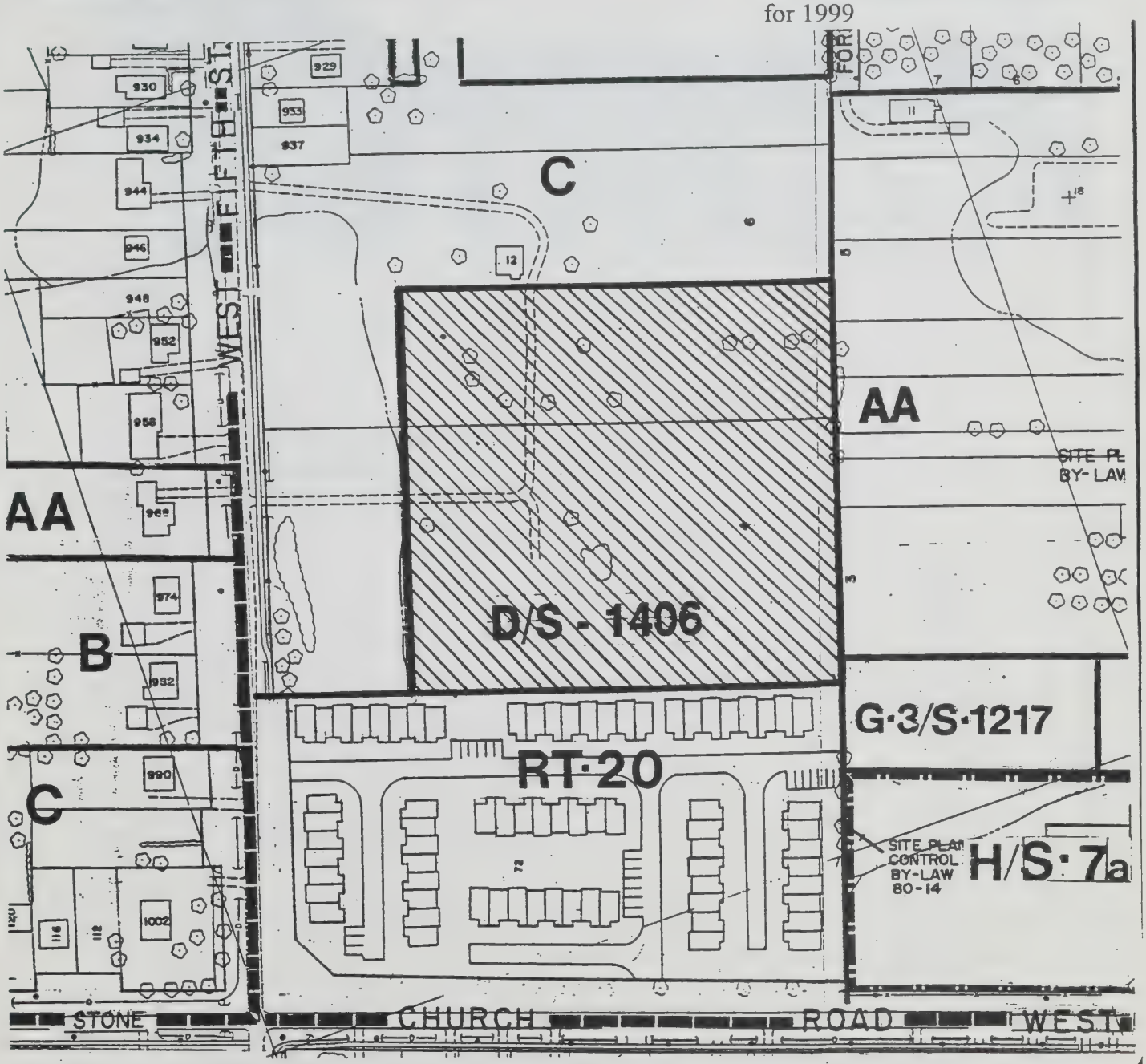
## Location Map

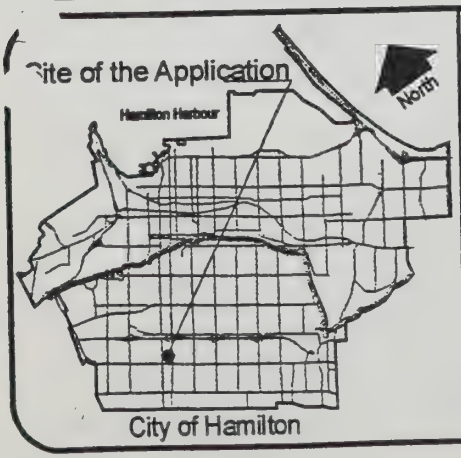
Legend

Site of application

| | |
|---|---|
| Reference file: | ZAC-99-01 |
| Scale | Not to Scale |
| Date | January, 1998 |
| Technician: | F.N. |

Appendix "B" as referred to in Section 2.A. and 2.E. of the NINTH Report of the Planning and Development Committee for 1999




PLANNING AND DEVELOPMENT DEPARTMENT

# Location Map

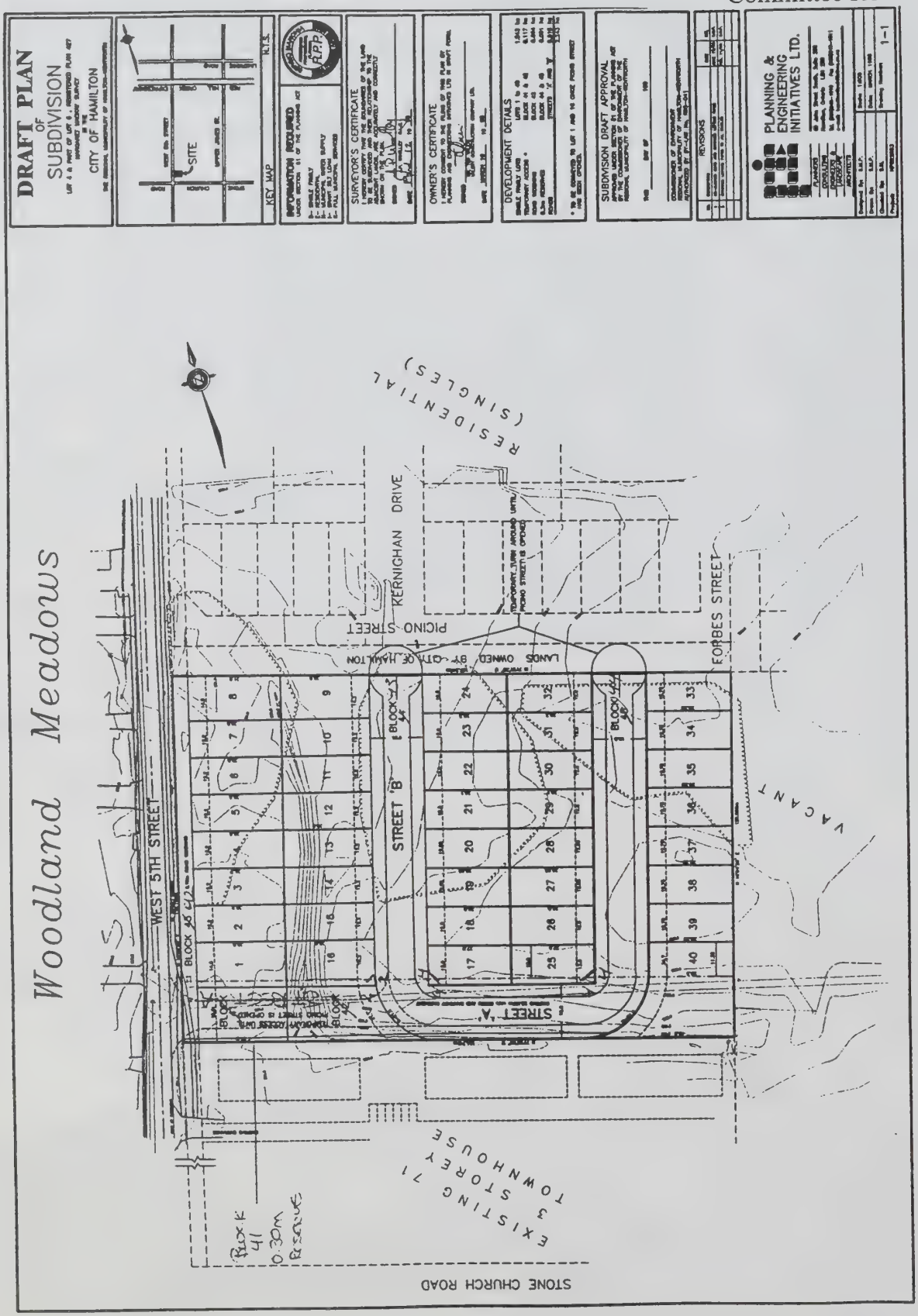
**Legend**

Change in Zoning from:

"D" (Urban Protected Residential - One and Two Family etc.) District, modified to "C" (Urban Protected Residential) District, modified

| | |
|---|---|
| Reference file: | **ZAC-99-06** |
| Scale | **Not to Scale** |
| Date | **March, 1999** |
| Technician: | **B. B.** |

Appendix "C" as referred to in Section 2.A.(a) of the NINTH Report of the Planning and Development Committee for 1999




Red-Line Revised Plan

Appendix "D" as referred to in Section 2.C. of the NINTH Report of the Planning and Development Committee for 1999

City of HAMILTON
71 Main Street West, Hamilton, Ontario, L8P 4Y5
Tel. (905) 546-2700 / Fax (905) 546-2095

1998 July 2

Mr. J. D. Thoms
Commissioner of Planning and Development
Planning and Development Department
The Regional Municipality of Hamilton-Wentworth
P.O. Box 910
Hamilton, Ontario
L8N 3V9

Dear Sir:

Re: ZAC-98-13 and SA-98-01 "Woodland Meadows", lands east of West 5th Street and north of Stone Church Road West

Council at its meeting of 1998 June 30 approved section 2 of the Thirteenth Report of the Planning and Development Committee as follows:

2.A. (a) That approval be given to Revised Subdivision Application 98-01 (Regional File No. 25T-98003), Valery Construction Company Limited, owner, to establish a draft plan of subdivision "Woodland Meadows", for lands east of West 5th Street and north of Stone Church Road West, comprising of 18 lots for single family dwellings, 8 lots for semi-detached dwellings, 5 blocks for street townhouses, 1 block being a 0.30 m reserve, 1 block for road widening purposes and 2 streets identified as Streets "A" and "B", as shown on the attached map marked as Appendix "C", subject to the following conditions:

(i) That this approval apply to the plan, as revised in red, prepared by Planning and Engineering Initiatives Ltd. and certified by J.P. Wooley, O.L.S. dated March 10, 1998, showing 18 lots for single detached dwellings, 8 lots for semi-detached dwellings, 5 blocks for townhouse units, 1 block being a 0.30 m reserve, 1 block for road widening purposes and 2 streets identified as Streets "A" and "B", attached as Appendix "D"; and,

(ii) That the proposed streets be named from the City of Hamilton reserved street name list to the satisfaction of the City of Hamilton and the Regional Municipality of Hamilton-Wentworth; and,

(iii) That the owner prepare and submit, to the satisfaction of the Director of Planning and Development, a municipal street numbering plan; and,

(iv) That the final plan conform with the Zoning By-law approved under the Planning Act; and,

(v) That the owner provide the City of Hamilton with a certified list showing the net area and width of each lot and block and the gross area of the subdivision in the final plan; and,

(vi) That the owner shall erect a sign in accordance with Section XI of the subsequent agreement, prior to the issuance of a final release by the City of Hamilton; and,

(vii) That the Owner make a cash payment in lieu of the conveyance of 5% of the land included in the plan to the City of Hamilton for park purposes; and,

(viii) That the Owner satisfy the following conditions to the satisfaction of the Hamilton Region Conservation Authority and the Manager, Development Engineering, Regional Environment Department:

1. That the Owner prepare and implement an erosion and sediment control plan for the subject property. The approved plan should include the following requirements and notes:

   a. All erosion and sediment control measures shall be installed prior to development, and maintained throughout the construction process, until all disturbed areas have been revegetated; and,

   b. All erosion and sediment control measures shall be inspected after each rainfall and maintained to the satisfaction of the Authority Engineer; and,

   c. Any disturbed area not scheduled for further construction within 45 days shall be provided with a suitable temporary mulch and seed cover within 7 days of the completion of that particular phase of construction; and,

d. All disturbed areas shall be revegetated with permanent cover immediately following completion of construction.

2. That the requirements of the approved erosion and sediment control plan be included within the Subdivision Agreement for this property; and,

(ix) That the 5.18m road widening on West 5th Street, shown as Block 33, be dedicated to the Region of Hamilton-Wentworth for road widening purposes on the final plan; and,

(x) That Block 32 be removed and established as Street "A" on the final plan; and,

(xi) That the Owner agree to include the following clause in a registered portion of the subdivision agreement, to be registered on title of all lots within the plan of subdivision abutting West 5th Street and that the owner ensure that warning clauses are included on all offers of purchase and sale and reservation agreements to the satisfaction of the Director of Planning and Development and the City Solicitor:

*Purchasers are advised that noise levels originating from West 5th Street may become of concern, occasionally interfering with some activities of the occupant.*

(xii) That the Owner agree to include the following clause in a registered portion of the subdivision agreement, to be registered on title of all Lots and Blocks within the subdivision and that the owner ensure that warning clauses are included on all offers of purchase and sale and reservation agreements to the satisfaction of the Director of Planning and Development and the City Solicitor:

*Purchasers are advised that Street "A", between Street "B" and West 5th Street, may be closed to vehicular traffic at some future date when Picino Street is constructed to the north. Street "A" will be retained as a public walkway.*

(xiii) That a 1m by 1m daylight triangle road widening be established at the intersection of the "public street" and West 5th Street from Lot 1; and,

(xiv) That a minimum 4m by 4m daylight triangle road widening be established on Lot 15 and 26 at the L-shape bend in the road on Street "A" and Street "B" to accommodate the off tracking of vehicles through the 90 degree bend in the 18.0m road allowance; and,

(xv) That a 2m by 2m daylight triangle be established at the corner of Street "B" and the "public street" to West 5th Street from Block 14; and,

(xvi) That prior to the final approval of 18m road rights-of-ways for the new "public street" to West 5th Street and Streets "A" and "B", the applicant/owner must provide written confirmation from all the respective Utility Companies that their facilities can be accommodated within the 18m right-of-way while still maintaining the standard municipal roadway cross section and municipal sidewalk locations. The owner will provide and pay for permanent conduit as required for various utilities due to the reduced road allowance width; and,

(xvii) That the owner be required to pay for the entire construction of Street "A" from West 5th Street easterly; and,

(xviii) The outside corner street radius on Street "A" should be decreased from 21.5m to 15m; and,

(xix) That the applicant/owner provide the future replacement of Street "A" from Street "B" to West 5th Street with a walkway. This includes curb/street removal, landscaping and the curb alterations required at the intersections of Street "B" and Street "A" and Street "A" and West Fifth Street; and,

(xx) That the owner establish and convey a .30m reserve, shown as Block 32, along the south side of Street "A" to the City of Hamilton on the final plan for the purposes of access control; and,

(xxi) That the Owner provide and implement a Landscape and Tree Preservation Plan to the satisfaction of the Commissioner, Regional Environment Department; and,

(xxii) That the owner grant the City temporary right-of-way over Lots 9, 20, 21 and 31 in order to construct the standard 9m radius turning circles and provide a minimum of 6m behind the turning circle for snow storage, the construction of temporary drainage facilities and the temporary location of Utilities, as required; and,

(xxiii) That the owner agree not to request Building Permits for Lots 9, 20, 21 and 31 until such time as the temporary cul-de-sacs have been removed and a permanent street has been constructed adjacent to these lots to the satisfaction of the City of Hamilton; and,

(xxiv) That the Owner agree in writing to satisfy all requirements, financial and otherwise, of the City of Hamilton prior to development of any portion of these lands; and,

(b) That the Subdivision Agreement be entered into by the Corporation of the City of Hamilton and the owner to provide for compliance with the conditions of approval established by the Regional Municipality of Hamilton-Wentworth with respect to this application (25T-98003), Valery Construction Company Ltd., owner, proposed draft plan of subdivision, and that the City execute the agreement when the said conditions have been met and the City's share of the cost of installing municipal services has been approved by City Council; and,

(c) That the City Clerk be directed to advise the Regional Commissioner of Environment of Council's decision.

B. That approval be given to Amended Zoning Application 98-13, Valery Construction Company Limited, owner, for changes in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District (Block "1") and from "AA" (Agricultural) District to "D" (Urban Protected Residential - One and Two Family, etc.) District (Block "2") for lands located east of West 5th Street and north of Stone Church Road West, as shown on the attached map marked as Appendix "C", on the following basis:

(a) That Block "1" be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District; and,

(b) That Block "2" be rezoned from "AA" (Agricultural) District to "D" (Urban Protected Residential - One and Two Family, etc.) District; and,

(c) That the "D" (Urban Protected Residential - One and Two Family District, etc.) District regulations, as contained in Section 10. of Zoning By-law No. 6593, applicable to Block "2", be modified to include the following variances as special requirements:

(i) That notwithstanding Section 10.(1) of Zoning By-law No. 6593, only the following uses shall be permitted:

1. not less than 10 single family dwellings; and,

2. not more that 8 two-family dwellings; and,

3. not more than 16 street townhouse dwelling units subject to the "RT-30" District provisions of Section 10F.

(ii) That notwithstanding Section 10.(3)(i) of Zoning By-law No. 6593, the following shall apply:

1) A front yard having a depth of not less than 4.5 m to the main wall of the dwelling shall be provided and maintained; and,

2) A front yard having a depth of not less than 6.0 m to the garage or carport shall be provided and maintained; and,

(iii) That notwithstanding Section 10F.(9) of Zoning By-law No. 6593, for a townhouse dwelling not more than four single family dwelling units shall be attached in a continuous row; and,

(iv) That notwithstanding Section 10F.(4)(a) of Zoning By-law No. 6593, the following shall apply:

1) A front yard having a depth of not less than 4.5 m to the main wall of the dwelling shall be provided and maintained; and,

2) A front yard having a depth of not less than 6.0 m to the garage or carport shall be provided and maintained; and,

(d) That the amending by-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S - 1406, and that the Block "2" on Zoning District Map W-9C be notated S - 1406; and,

(e) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map W-9C for presentation to City Council; and,

(f) That Site Plan Control By-law No. 79-275, as amended by By-law 87-233, be amended by adding the lands identified as Blocks "1" and "2" to Schedule "A", including single family and two family dwellings; and,

(g) That the City Solicitor be directed to prepare a By-law to amend By-law 79-275 to place the lands identified as Blocks "1" and "2", including single family and two family dwellings under Site Plan Control; and,

(h) That the proposed changes in zoning are in conformity with the Official Plan for the Hamilton Planning Area; and,

(i) That upon finalization of the implementing Zoning By-law, the approved Kernighan Neighbourhood Plan be amended to redesignate Blocks "1" and "2" from "Civic & Other Institutional" and "Utilities" to "Single & Double & Attached Housing" Residential and to recognize the road pattern and lotting configuration as shown on the revised draft plan of subdivision. In addition, a notation should be added to the Kernighan Neighbourhood Plan to indicate that Street "A", between Street "B" and West 5th Street, may be closed to vehicular traffic at some future date when Picino Street is constructed to the north. Street "A" will be retained as a public walkway.

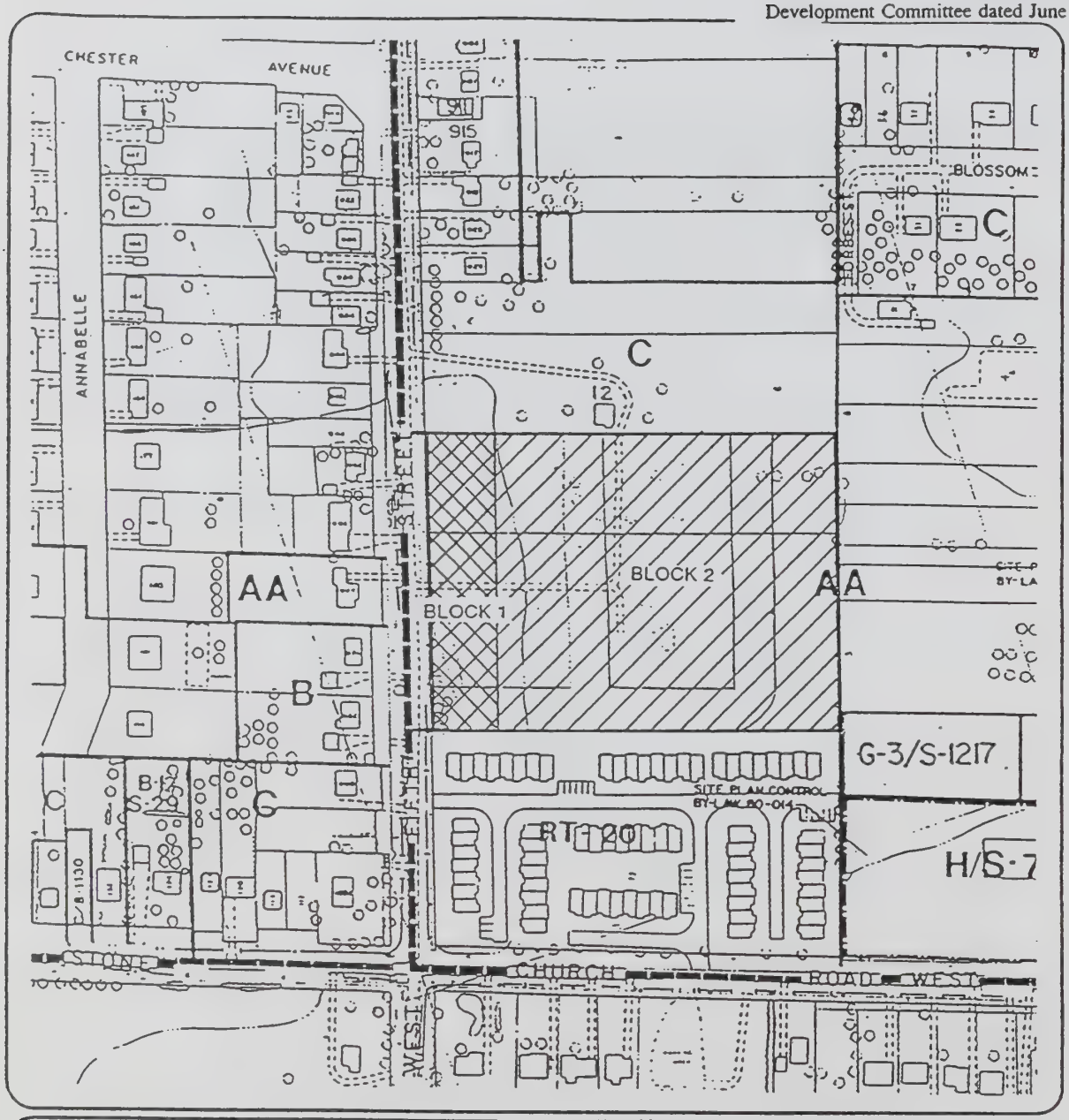
Yours Truly

Kevin Christenson
Acting City Clerk

attach.

cc Victor Abraham, Director
Planning and Development Department

Appendix "C" as referred to
in Section 2 A (a) & 2 B of the
Thirteenth Report of the Planning and
Development Committee dated June 30




## Legend

BLOCK 1 — Change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District.

BLOCK 2 — Change in zoning from "AA" (Agricultural) District to "D" (Urban Protected Residential - One and Two Family, etc.) District, modified.

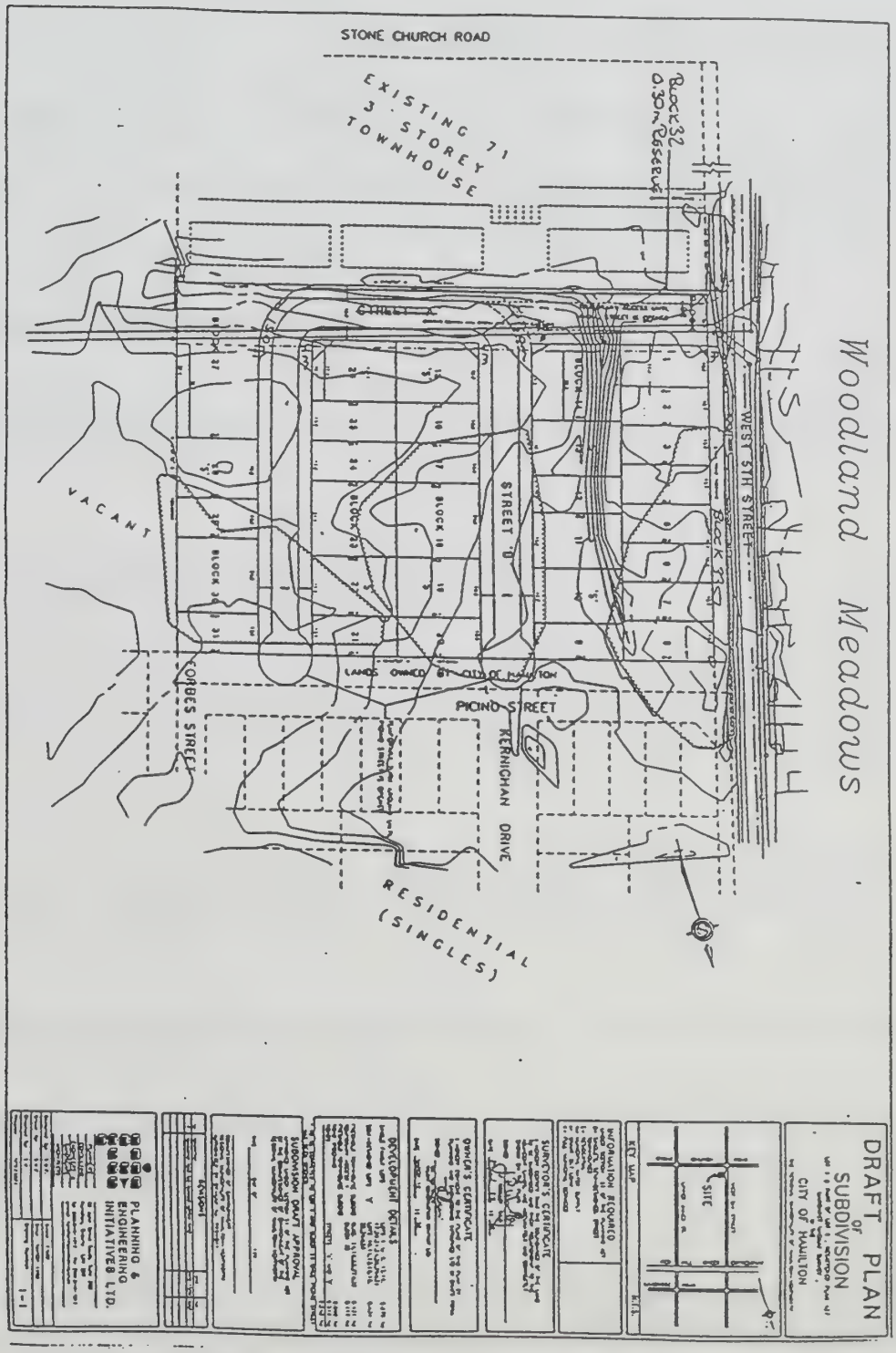
City of Hamilton

## Location Map

Planning and Development Department

| North | Scale | Reference File number |
|---|---|---|
| | NOT TO SCALE | ZAC 98-13 |
| | Date | Drawn By |
| | June 1998 | R.L |

Appendix "D" as referred to in
Section 2 A (i) of the Thirteenth Report
Planning and Development
Committee dated 1998 June 30



Appendix "E" as referred to in Section 3.B. of the NINTH Report of the Planning and Development Committee for 1999

# Heritage Impact Assessment Guidelines

## *WHAT IS A HERITAGE IMPACT ASSESSMENT?*

A Heritage Impact Assessment is a study that identifies potential impacts of redevelopment/development on heritage resources in a particular location. The goal of the Plan is to identify those resources which will be impacted and provide mitigative measures that would minimize impacts on such resources.

## *UNDER WHAT CIRCUMSTANCES ARE HERITAGE IMPACT ASSESSMENTS REQUIRED?*

In cases of plans of subdivision, severance, official plan amendments, rezoning, site plan, where a property contains:

1. The properties are designated under the Ontario Heritage Act or are adjacent to buildings/structures that are designated under the Ontario Heritage Act;

2. The buildings/structures are listed on the City's Inventory of Buildings of Architectural and/or Historical Interest or are adjacent to buildings/structures listed on the City's Inventory of Buildings of Architectural and/or Historical Interest;

3. The site has or is adjacent to a site that has open spaces, vistas or cultural heritage landscapes that are listed on the Cultural Heritage Landscape Resources Inventory approved by the Local Architectural Conservation Advisory Committee (LACAC); or,

4. The properties are within or adjacent to a Heritage Conservation District

then the owner/developer may be required to submit a Heritage Impact Assessment for review and comment by the Community Planning and Development Division. The necessity of the Heritage Impact Assessment will depend on the magnitude of impact on the heritage resources.

This Heritage Impact Assessment will be done prior to or in conjunction with the approvals required for the plan of subdivisions. In this regard, any conditions that may be imposed, can be done through the conditions of approval for the development applications

## *HOW DOES THE HERITAGE IMPACT ASSESSMENT FIT INTO THE PLANNING PROCESS?*

APPENDIX "A-1" graphically illustrates how the Heritage Impact Assessment fits into the planning process. Every effort will be made by the Community Planning and Development Division to ensure the property owner/developer is aware of the heritage resources on or adjacent to the property and whether or not an assessment is required. Staff will meet with the proponents to talk about their particular property.

The Heritage Impact Assessment process is similar to other studies where additional information is required to be supplied by the proponent before a decision on the development applications can be rendered. As the applications are being processed the appropriate staff will process the Heritage Impact Assessment which includes receiving input from LACAC.

If changes are required to the plan/building etc., then additional time may be required. The comments on the Heritage Impact Assessment will form part of the report to the Planning and Development Committee/Committee of Adjustment on the development application.

## *WHO REVIEWS A HERITAGE IMPACT ASSESSMENT ?*

The Heritage Impact Assessment is not approved in a formal sense (i.e. Planning and Development Committee). A report on the Heritage Impact Assessment will be prepared by the staff of the Community Planning and Development Division and then presented to LACAC for their review. If there are conditions to be applied to the development proposal, they will be incorporated into the Planning report presented to the Planning and Development Committee.

If the proponent does not agree with the staff comments on the Heritage Impact Assessment, then he/she will have an opportunity to present his/her views to the Planning and Development Committee

## *WHAT INFORMATION IS REQUIRED FOR A HERITAGE IMPACT ASSESSMENT?*

A Heritage Impact Assessment is to be prepared by a person qualified as a professional heritage consultant. Similar to planners, heritage consultants are members of a professional organization called the Canadian Association of Professional Heritage consultants.

As part of the Heritage Impact Assessment, the heritage consultant will be required to address the "*Eight Guiding Principles in the Conservation of Historic Properties*", prepared by the Ontario Ministry of Citizenship, Culture and Recreation.

> "The guiding principles are ministry statements in conservation of historic properties and are based on international charters which have been established over a century. These principles provide the basis for all decisions concerning good practice in architectural conservation around the world. Principles explain the "why" of every conservation activity and apply to all heritage properties and their surroundings."

The Assessment will include:

1. Identification and evaluation of the heritage resources including the completion of a detailed occupational and site biography;

2. Photographic and/or measured drawings of the heritage resources in the context of their setting;

3. Explanation of how the proposal may impact on the heritage resources

4. Identification of several conservation options taking into account the significance of the heritage feature itself, the context of the resource and all applicable municipal, provincial or federal policies regarding heritage matters.

The advantages and disadvantages of ***each conservation option*** (listed below and in order of preference) that preserve the integrity and the value of the resources will be clearly articulated and the preferred option identified. The following list includes conservation options in order of preference:

a) Avoidance Mitigation: Preservation/Conservation, Adaptive Re-use, Incorporation
b) Salvage Mitigation: Relocation, Ruinification and symbolic conservation.
c) Technical recording mitigation: photogrammetry and as found measured drawings.

# GLOSSARY

**Adaptive re-use**: This technique allows for the use of the resource, particularly buildings and structures, for another function. They are often restored or rehabilitated for this function. In the consideration of this option, the significance of the heritage resource must be kept and/or enhanced.

**Facadism**: This technique allows the exterior of the building to be retained and the interior removed.

**Heritage resources** include buildings, structures, districts, cultural heritage landscapes, vistas, either individually or in a group that are considered to have historic, archaeological, scenic and architectural significance. These resources also include monuments, archaeological and historic sites

**Incorporation**: This option allows for all or part of the heritage resource to be included in the redevelopment scheme either though additions to it, or incorporation into a larger building or structure. Generally, the entire building/structure is retained.

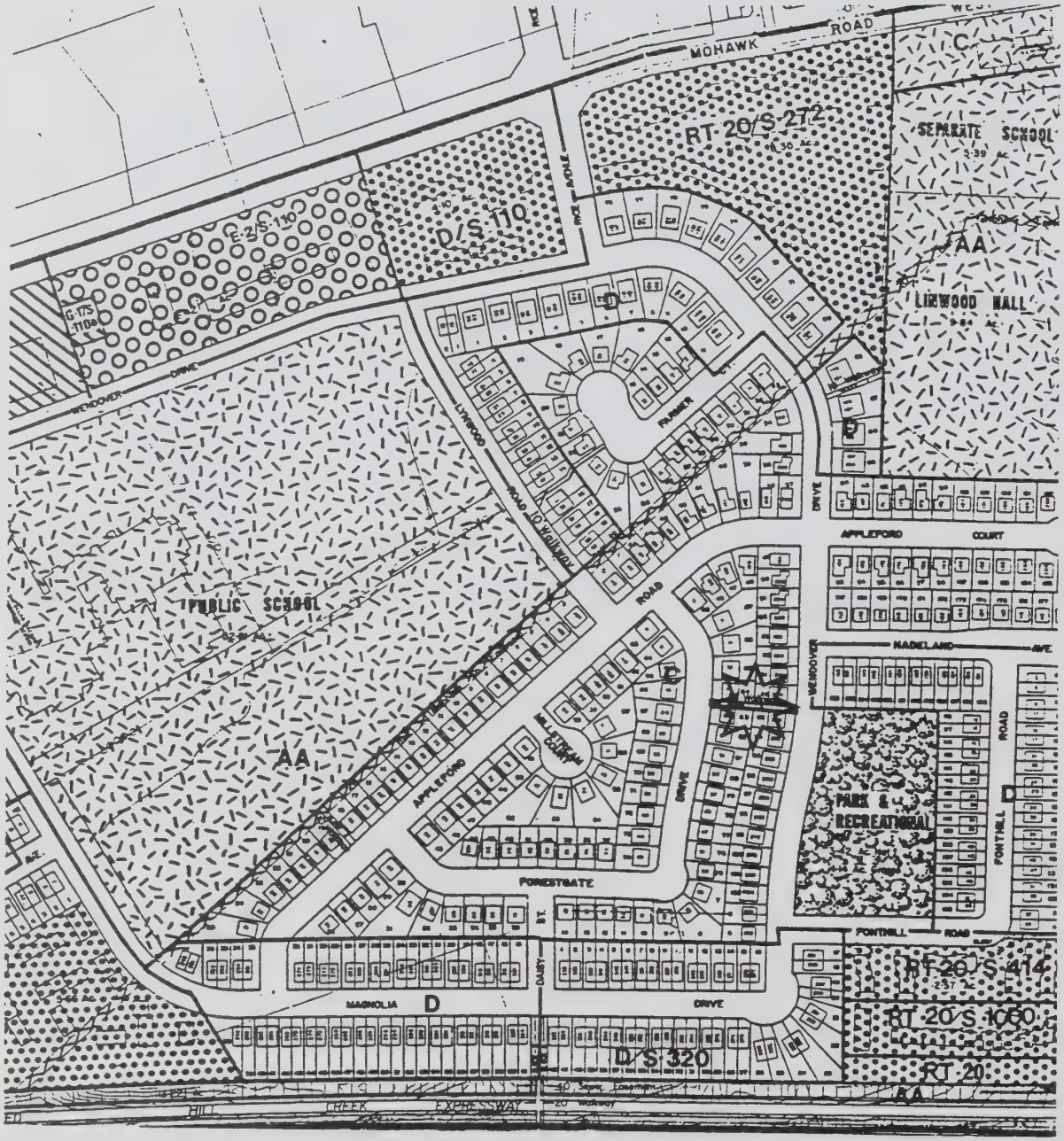
**Preservation/Conservation:** This technique will allow for the retention of the heritage resources without changing it or altering the setting in which it is located.

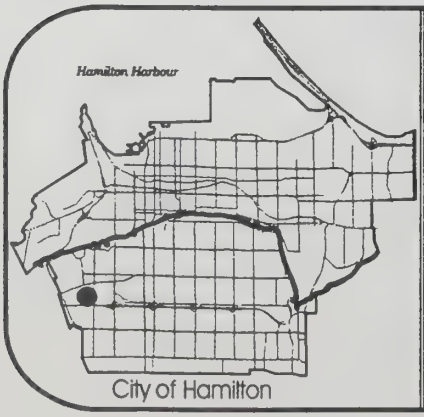
**Relocation:** This technique involves the removal of the heritage resource to another location/setting.

**Ruinification:** This technique allows the exterior or portion of it to be retained as a ruin and adapted into the use.

**Symbolic conservation**: This option allows pieces/parts of the heritage resources to be incorporated into the new buildings/structures or the design of heritage features for the building or structure that replicate the existing heritage resource.

Appendix "F" as referred to in Section 4.(a) and 4.(b) of the NINTH Report of the Planning and Development Committee for 1999




PLANNING AND DEVELOPMENT DEPARTMENT

# Location Map

Legend

Proposed Neighbourhood Plan Amendment to delete walkway.

| |
|---|
| Reference file: PS-2-46 |
| Scale Not to Scale |
| Date Nov. 98 |
| Technician: K.E. |
| North |

Appendix "G" as referred to in Section 5.(a) of the NINTH Report of the Planning and Development Committee for 1999

# TAX INCENTIVE PROGRAM FOR DESIGNATED COMMERCIAL/INDUSTRIAL BUILDINGS IN HAMILTON'S DOWNTOWN

Description

The intent of the Tax Incentive Program is to provide an economic catalyst for renovating commercial buildings located within the Hamilton Downtown Community Improvement Project Area, which are designated under the Ontario Heritage Act. The Program establishes a five-year rebate on the increased realty taxes related to the City and the Regional portion of the increase. This increased property assessment is a direct result of the renovation of the building and represents the differential between the pre-renovation assessment and the post-renovation assessment.

Eligibility criteria:

The building must be designated under the Ontario Heritage Act, and has a present or former use as a commercial or industrial building;

The building must be located within the boundaries prescribed in the Hamilton Downtown Community Improvement Plan (Queen Street to Victoria Avenue, Hunter to Cannon Streets);

Application for this tax incentive will only be accepted after final approval of this program; and,

If new construction is added to the historic building as part of the total project, the tax rebate will only apply to the original size of the designated heritage building.

Requirements:

The building would have to be renovated in such a way that would complement the Reasons for Designation, and that a Heritage Permit must be approved by City Council for any alterations to the heritage features identified in the Reasons for Designation;

The property must be insured at replacement value;

The property shall not be in property tax arrears;

The total amount of tax benefit is not to exceed the cost of the work done; rebates will cease when the amount equals the value of the work done; and

The property owner may apply for the Tax Incentive Program at the time a Building Permit is applied for and will sign a Tax Incentive agreement with the City when the impact of the construction to the tax roll is available to the City.

Conditions:

Only the City and Regional portion of the property tax increase is eligible; the percentage of the property taxes paid for education is not eligible.

If a building is sold within this five-year period, the tax incentive will continue with the new owner after the sale of the building;

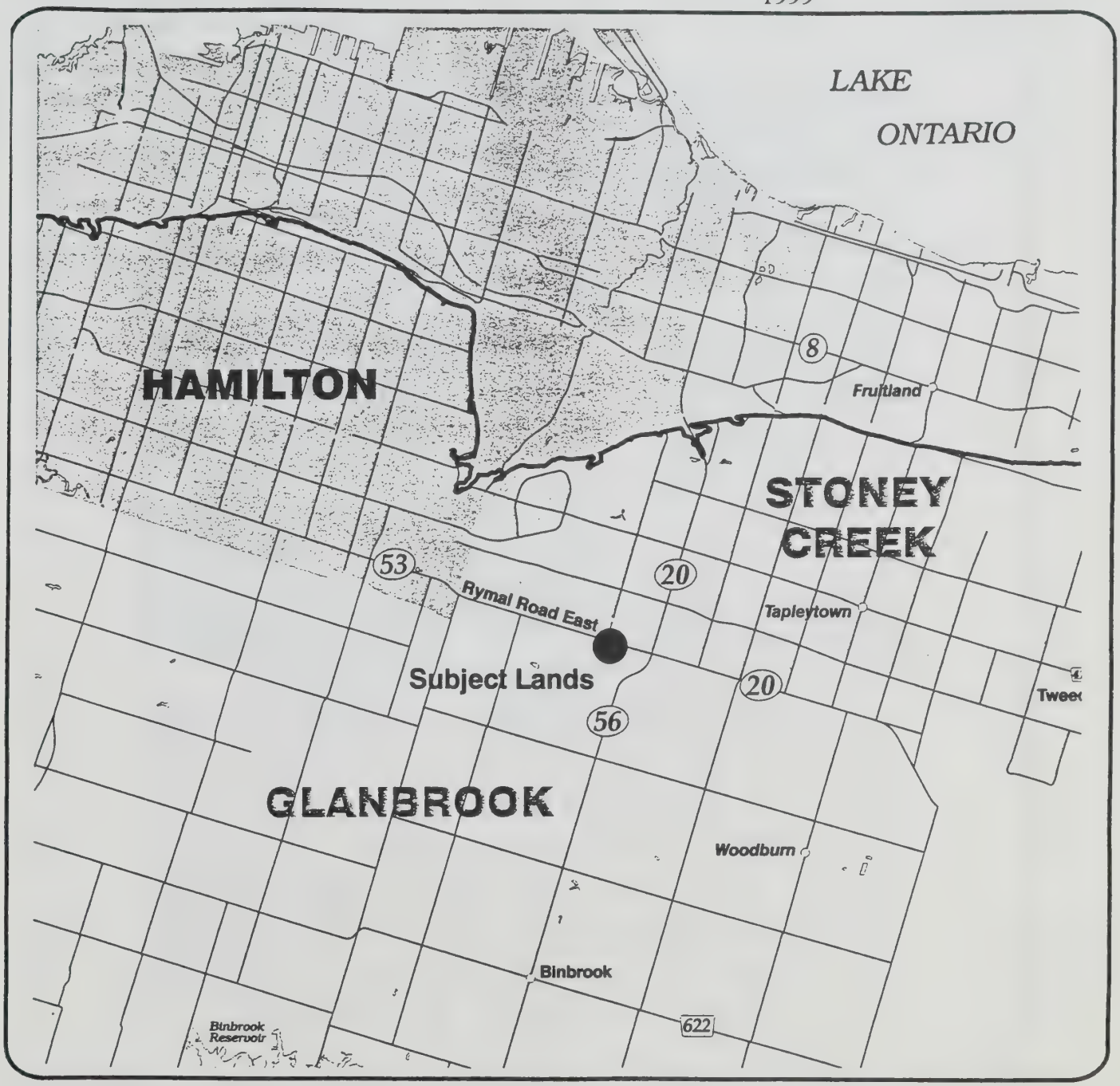
The property will continue to be eligible for the tax incentive program as long as it is maintained in its rehabilitated condition during the said five-year period;

The City may discontinue the Tax Incentive Program at any time; however, participants prior to its closing will continue to receive the rebates, which had been determined for their properties.

Each rebate application will be subject to Council Approval, including the availability of City funds and to such other conditions as Council may require.

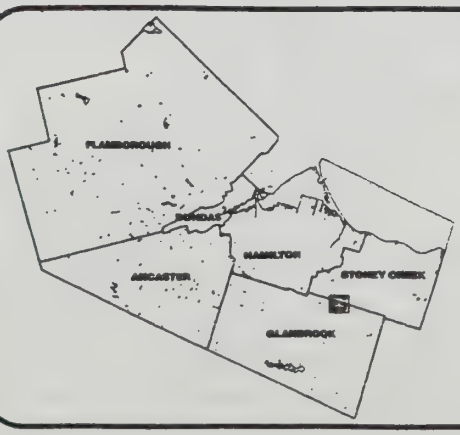
The property tax assessment at the time of application will be used to determine the pre-renovation tax. The amount of the property's assessment will be determined by the yearly mill rate.

Appendix "H" as referred to in Section 6.(a) of the NINTH Report of the Planning and Development Committee for 1999




PLANNING AND DEVELOPMENT DEPARTMENT

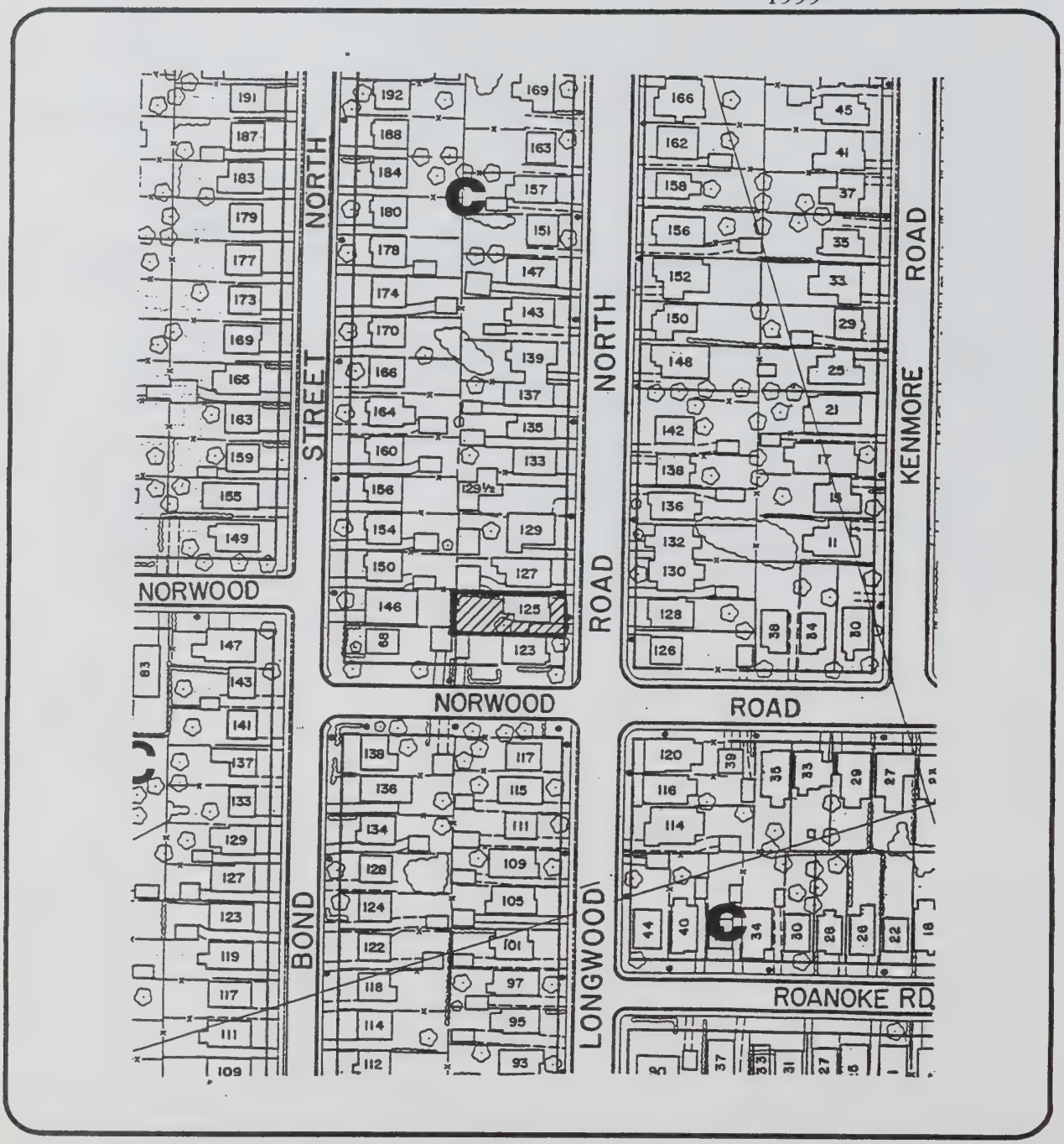
# Location Map

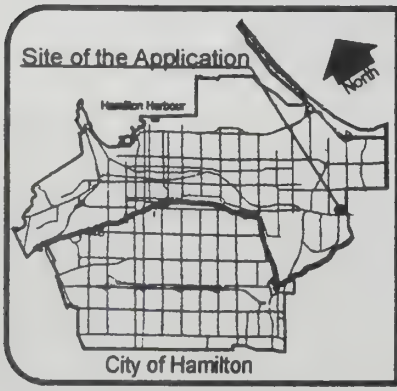



● Subject Lands

| | |
|---|---|
| Reference file: | |
| Scale | **Not to Scale** |
| Date | **March,1999** |
| Technician: | **D.L.** |
| North | |

Appendix "I" as referred to in Section 7 of the NINTH Report of the Planning and Development Committee for 1999



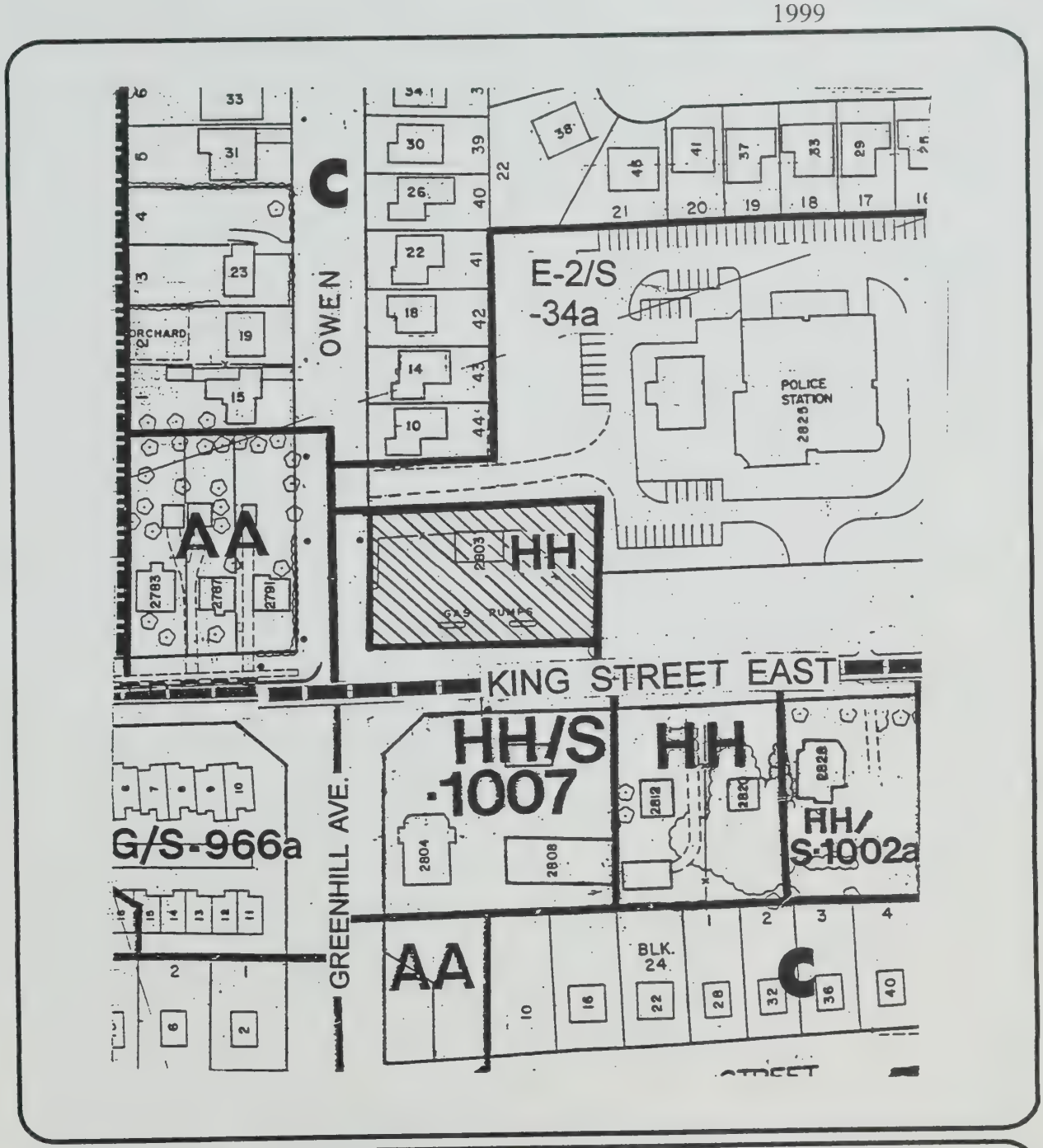

PLANNING AND DEVELOPMENT DEPARTMENT

# Location Map

**Legend**

Site of the Application

| | |
|---|---|
| Reference file: | **A-98:254** |
| Scale | **Not to Scale** |
| Date | **March,1999** |
| Technician: | **B. B.** |


C
OWEN
E-2/S
-34a
POLICE
STATION
2825
AA
HH
2803
GAS PUMPS
2783
2787
2791
KING STREET EAST
HH/S
-1007
HH
HH/
S-1002a
G/S-966a
GREENHILL AVE.
2804
2808
2812
2824
2828
AA
BLK.
24
C
Site of the Application
North
Hamilton Harbour
City of Hamilton
PLANNING AND DEVELOPMENT DEPARTMENT
Location Map
Legend
Site of the Application
Reference file:
A-98:237
Scale
Not to Scale
Date
March,1999
Technician:
B. B.

# FINANCE & ADMINISTRATION

# COMMITTEE

# REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **SEVENTH** Report for 1999 and respectfully recommends:

## 1. Hydro Restructuring

(a) That a Hydro Restructuring Steering Committee be established to include:

- Mayor of the City of Hamilton (Hamilton Hydro Commissioner)
- Chair from the City Finance and Administration Committee
- Chair from the Region's Finance and Administrative Services Committee
- Chair from the Region's Environmental Services Committee
- Chair from the Region's Economic Development Committee
- Chair from the City's Transport and Environment Committee
- City Manager
- General Manager, Transportation, Operations and Environment (Hamilton Hydro Commissioner)
- General Manager, Corporate Services
- Corporate Counsel

(b) That a Financial and Legal Consultant be retained by the City of Hamilton to report to the Hydro Restructuring Steering Committee at the expense of Hamilton Hydro to develop corporate financial and legal structures.

## 2. Request to hold the 1999 Ontario Finals Rodeo at Copps Coliseum

(a) That notwithstanding the City's policy as approved on February 13, 1990, to prohibit the holding of rodeos and wild west shows in all City-owned facilities, that approval be given to J. W. Hill Productions Inc. to hold the 1999 Ontario Finals Rodeo in Hamilton on September 24-26, 1999; and,

(b) That the Hamilton Society for the Prevention of Cruelty to Animals be in attendance at this event and report back to the Finance and Administration Committee.

**3. Property/Taxation Billing and Tracking System Replacement**

(a) That based on the results of the detailed evaluation, Vailtech Inc. be selected as the vendor to provide software and implementation support to replace the existing Property/Taxation billing and tracking system for a total fixed cost of $270,000 plus applicable taxes; and,

(b) That the total estimated project cost of $395,000 be funded as follows:

(i) $349,000 from the approved Capital Budget centre number 259655025

(ii) $ 46,000 from the Reserve for Contingency; and,

(c) That the City of Hamilton enter into licensing, support and service agreements with Vailtech Inc., for the provision of the software license, implementation support and ongoing maintenance support for VTAX Property,Taxation billing and tracking system; and,

(d) That the Mayor and Municipal Clerk be authorized and directed to execute licensing, support and service agreements in the form satisfactory to the General Manager, Finance and the Corporate Counsel.

**4. Sale of City owned lands – 76 John Street North**

(a) That an Offer to Purchase, duly executed by Cluny Properties Corporation on March 25, 1999 and scheduled to close the earlier of December 31, 1999 or thirty (30) days following receipt by the City of written notice from the Purchaser, for part of Lots 7 and 8, all of Lots 9, 10, 15 and 16, in the block bounded by John Street North, Rebecca Street, Catharine Street and King William Street, being in the unregistered plan of subdivision, Nathaniel Hughson Survey, having a frontage along the easterly limit of John Street North of 63 metres (206.69 feet) more or less, by a depth of 96 metres (315 feet) more or less, along the southerly limit of Rebecca Street and containing an area of approximately 6,003.7 square metres (64,626 square feet) more or less, being all of the PIN 17167-0016(R), municipally known as 76 John Street North, Hamilton, be approved and completed and the funds derived from this sale of $1,195,581 be credited to Account Centre CH 00202 (Parking Services Off Street Reserve); and,

(b) That the required deposit cheque in the amount of $59,779.05 be held by the General Manager, Finance pending Council approval; and,

(c) That this Offer to Purchase be conditional on the following:

(i) It is understood and agreed that the purchase price is calculated at a rate of $18.50 per square foot and that the Purchaser shall, at his sole expense, obtain a survey of the subject property signed by and under the seal of an Ontario Land Surveyor in good standing and provide it to the Purchaser at least one (1) month prior to the date of closing. If the survey determines the area of the property to be more or less than 60,895 square feet, the purchase price shall be increased or decreased accordingly. Said survey to show as separate parts those lands that may be reconveyed to the City for road widening purposes namely those portions of the subject lands being the northerly 3.02 metres (9.9 feet) of the subject lands, the easterly 1.41 metres (4.6 feet) of the subject lands, a 5 metre x 5 metres (16.4 feet x 16.4 feet) day light triangle at the north/west corner of the subject land (being the corner of John Street North and Rebecca Street) and a 4 metre x 4 metre (13.12 feet x 13.12 feet) day light triangle at the north/east corner of the subject property (being the corner of Rebecca Street and Catharine Street; and,

(ii) The Purchaser being satisfied with all environmental inspections and tests. The Purchaser may enter upon the Property at its own risk at any time and from time to time until closing upon reasonable prior verbal notice to the City, to carry out environmental inspections and/or tests as it deems necessary. The Purchaser covenants and agrees, at its expense, to return the Property to the state and condition it was in immediately prior to any such inspection and/or tests taking place immediately following the completion of such inspections and/or tests. The Purchaser further covenants and agrees to indemnify and save harmless the City from and against any claim, loss, cost, action, demand, liability and cause of action which the City may suffer or incur due to, as a result of or arising out of such inspections or tests; and,

(iii) Upon Government of Canada acceptance of the Purchaser's submission in response to Request for Qualifications (Solicitation No. PWL-ENPW1-8-K064) and Government of Canada subsequent Request for Proposals, failing which the

Purchaser shall give written Notice to the City that it wishes to terminate this Agreement; and,

(iv) The Transferee shall commence construction of a building as set out in the Purchaser's submission in response to Request for Qualifications (Solicitation No. PWL-ENPW1-8-K064) having a minimum building area of 240,000 square feet upon the said lands by not later than two (2) years following the closing of the herein transaction. Building area is the greatest horizontal area of a building within the outside surface of the exterior walls. Construction is considered commenced when the foundations have been installed as determined by the City of Hamilton Building Department; and,

(v) The Transferee shall complete construction of the said building as set out in the Purchaser's submission in response to Request for Qualifications (Solicitation No. PWL-ENPW1-8-K064) not later than two (2) years following the commencement of construction. The building is considered completed upon satisfactory final inspection by the City of Hamilton Building Department; and,

(vi) No transfer of the said lands shall be made by the Transferee until the Transferor confirms that the covenant in Paragraphs (c)(iv) and (c)(v) have been complied with; and,

(vii) The Transferee agrees to complete construction of all parking areas, driveways and landscaping on the said lands, at its own expense and to the satisfaction of the Transferor within one year of completion of construction of the building. If at the end of that time the construction has not been completed or is unsatisfactory to the Transferor, then the Transferor shall have the right to enter upon the said lands and complete the construction and the Transferee agrees to reimburse the Transferor for all the costs of completion; and,

(viii) If the Transferee fails to comply with the conditions in Paragraphs (c)(iv) and (c)(v) within the time required, then the Transferor shall have the right to enter upon the said lands upon thirty (30) days' notice to the Transferee, and any such entry by the Transferor, pursuant to the terms hereof, shall determine the estate of the Transferee in the said lands. Notice of the entry may be registered by the Transferor on title to the said lands; and,

(ix) Upon such entry by the Transferor, the Transferee at its own cost shall execute and deliver to the Transferor a transfer of the said lands to the Transferor free and clear of all charges, encumbrances, liens, claims, or adverse interests whatsoever, and the Transferor agrees to pay to the Transferee the original purchase price for the said lands, less arrears of realty taxes, interest (including local improvement charges), less amounts required to discharge any mortgages, liens, charges or other encumbrances against the said lands and without increase or compensation for any improvements, additions, alterations in, on or under the said lands; and,

(x) Subject to Paragraph (c)(vi), if the Transferee offers all of the said lands for sale or wishes to convey all of the said lands within two (2) years from the date of closing, then the Transferor shall have the right to repurchase all the said lands and any buildings or local improvements located thereon, free and clear of all encumbrances at the original purchase price without interest or improvement, less any amounts required to discharge any mortgages, liens or encumbrances. Such reconveyance is to be made at the cost of the Transferee; and,

(xi) The Purchaser covenants and agrees to reconvey to the City for road widening purposes at any time after the closing of the Offer to Purchase immediately upon request of the City, with a repurchase price to be calculated at a rate of $18.50 per square foot for any and/or all of the land being those portions of the subject lands to be shown as separate parts on a survey plan to be prepared by the Purchaser as set out in the aforementioned Offer to Purchase namely the northerly 3.02 metres (9.9 feet) of the subject lands, the easterly 1.41 metres (4.6 feet) of the subject lands, a 5 metre x 5 metres (16.4 feet x 16.4 feet) day light triangle at the north/west corner of the subject land (being the corner of John Street North and Rebecca Street) and a 4 metre x 4 metre (13.12 feet x 13.12 feet) day light triangle at the north/east corner of the subject property (being the corner of Rebecca Street and Catharine Street, provided that, with its request to reconvey, the City shall submit proof that the road widening will in fact occur forthwith after conveyance; and,

(b) That the Mayor and Municipal Clerk be authorized and directed to execute the necessary documents in a form satisfactory to the Corporate Counsel; and,

(c) That the Municipal Clerk be authorized and directed to execute and issue a Certificate of Compliance in the form prescribed pursuant to Section 193 of the Municipal Act incorporating the following:

(i) satisfactory notice has been given to the public of the intended sale; and,

(ii) an appraisal of fair market value of the real property intended to be sold was obtained on April 6, 1999.

**5. 1999 Civic Reception – Hamilton International Air Show**

(a) That the City of Hamilton host a Civic Reception – Crew/Volunteer Appreciation Night on June 19, 1999 for the 1999 Hamilton International Air Show, at a cost not to exceed $5,000; and,

(b) That the funding for this expenditure be financed from the Special Civic receptions and Delegations Hostings Account No. CH 55314 84010.

**6. Establishment of a Sub-Committee for allocating funds from the sale of surplus Freeway Lands**

(a) That a Sub-Committee consisting of the Ward Aldermen of Wards 4, 5 and 6 be established for the purpose of determining the allocation of funds in the Reserve Account set up from the City's sale of surplus Freeway lands to the Region; and,

(b) That the method of financing for the Delta Secondary School Anniversary Project in the amount of $60,000 approved by City Council on March 9, 1999 be referred to this Sub-Committee for consideration of funding from this Reserve.

**7. Development Charges Study – Authorization to Hire Consultant**

(a) That Marshall Macklin Monaghan Limited be engaged to complete the Development Study for the City of Hamilton, at a total upset limit of $29,900 plus G.S.T., in accordance with the Terms of Reference attached herewith as Appendix "A"; and,

(b) That the costs of the Development Charges Study be funded from the Reserve for Development Charges, Account Centre No. CH212.

**8. A.M.O. 1999 Annual Conference**

That the Mayor, Chairman of the Finance and Administration Committee and five members of City Council be authorized to attend the 1999 Annual Conference of the Association of Municipalities of Ontario being held in Toronto on August 22 – 25, 1999.

**9. Amalgamation of Region/City Workplace Safety Insurance Board Accounts**

(a) That all new claims for workplace-related accidents/injuries occurring after March 1, 1999, be reported under the City of Hamilton's Workplace Safety Insurance Board employer number; and,

(b) That all claims for recurrencies of injuries that preceded March 1, 1999 be reported under the account number of the original employer, either City or Region; and,

(c) That all Workplace Safety Insurance Board invoices related to pensions, Non Economical Loss or Future Economic Loss awards attaching to claims arising prior to March 1, 1999, continue to be administered from the Workplace Safety Insurance Board account of the original accident employer; and,

(d) That the General Manager, Finance be directed to institute the necessary account reconciliations to give effect to the above.

**10. Role of the Hamilton Hydro-Electric Commission in the District Energy System**

(a) That the Hamilton Hydro-Electric Commission (HHEC) be requested to immediately take on the lead role in the Hamilton District Energy System project, with Regional Municipality of Hamilton-Wentworth/City of Hamilton staff continuing their present level of project support. This lead role would include financial support for the project.

(b) That the General Managers of Community Planning and Development and Corporate Services be authorized and directed to prepare a Request for Proposals (RFP) to invite private sector companies to participate in the district energy system.

(c) That the RFP be issued through the Hamilton Hydro-Electric Commission.

(d) That the Regional Municipality of Hamilton-Wentworth and the City of Hamilton continue as partners in this project.

(e) That the following list of commitments that the City of Hamilton and the Regional Municipality of Hamilton-Wentworth will contribute to the District Energy System be approved:

(i) Assist in developing a customer base (marketing to downtown building owners and managers);

(ii) Carry out any Class Environmental Assessments, if required;

(iii) Commit to a long-term energy load for downtown Municipal buildings;

(iv) Allow the use of the Central Utilities Plant;

(v) Offer the use of municipal roads, right-of-ways, and other properties for the transmission and distribution system;

(vi) Promote and market the use of the District Energy System in the downtown, including new development.

**11. Bill**

That the following Bill be adopted, signed, sealed and enrolled as a By-law:

D-9 A By-law to confirm the proceedings of the Council of the Corporation of the City of Hamilton

**Respectfully submitted,**

**ALDERMAN D. WILSON**
**CHAIRMAN**
**FINANCE AND ADMINISTRATION**
**COMMITTEE**

**Susan K. Reeder**
**Secretary**
**April 6, 1999**

# CITY OF HAMILTON DEVELOPMENT CHARGE BACKGROUND STUDY

## TERMS OF REFERENCE

***Purpose***

The purpose of the Development Charge Background Study is to prepare a development charge background study for the City of Hamilton in accordance with the requirements of the Development Charges Act, 1997 and regulations thereunder.

***Background***

The City of Hamilton is a lower-tier municipality within the Regional Municipality of Hamilton-Wentworth. Currently, the City imposes development charges on residential development in accordance with the Development Charges By-law 95-176, as amended.

The Development Charges Act, 1997 came into forece and effect on March 1, 1998. Before passing a development charge by-law under that Act, the City is required to complete a development charge background study.

***Scope***

This Study will involve the following tasks:

1. Completion of a development charge background study in accordance with the requirements set out in the Development Charges Act, 1997 and regulations thereunder. This study will include an evaluation of the long-term capital and operating costs for development.

2. Calculate a development charge (identifying the charge for each service component) based on the costs identified in the development charge background study for:
   - Residential development
   - Non-residential development
   - Various geographical areas

   The development charge rates should be calculated on a cash flow basis which considers financing costs.

3. Identify the advantages and disadvantages of differential development charge rates for separate classifications of land.

***Meetings***

The consultant will be required to:

- attend a half-day orientation meeting with City staff who will be involved with the Study;
- prepare a discussion paper on items 1 to 3 inclusive;
- attend a one-day workshop with City staff to address the discussion paper and to make revisions to the discussion paper as a result of this workshop;
- prepare a Final Report and be responsible for making presentations of the Final Report to Senior Management;
- provide the City with 25 copies of the Final Report which will include an executive summary and recommendations.
- provide the City with master copies of the Final Report suitable for reproduction
- attend the Public Meeting as well as Committee and Council meetings and to respond to questions.

***Information to be Supplied by the City of Hamilton***

Staff of the City of Hamilton will supply the consultant with the following information:

- incremental growth projections;
- historic service levels;
- existing reserve balances;
- definitions for site specific areas;
- capital cost information;
- copies of final reports related to the last Development Charges Study

**MEETING OF THE COUNCIL**
**OF THE CORPORATION OF THE CITY OF HAMILTON**

**TUESDAY, APRIL 13, 1999**
**7:30 O'CLOCK P.M.**
**COUNCIL CHAMBERS, CITY HALL**

# BILLS

The Corporation of the City of Hamilton

BY-LAW NO. 99-

To Amend:

Zoning By-law No. 6593

As Amended by Zoning By-law No. 96-124

Respecting:

**LANDS LOCATED AT MUNICIPAL NOS. 775 AND 779 UPPER WENTWORTH STREET**

**WHEREAS** it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

**AND WHEREAS** the Council of The Corporation of the City of Hamilton passed By-law No. 96-124 on the 9th day of July 1996 to change the zoning and establish special requirements under Section 19B of Zoning By-law No. 6593, for the "HH" District, in respect of the lands located at Municipal Nos. 775 and 779 Upper Wentworth Street, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with the Planning Act;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Section 2 of the 1st Report of the Planning and Development Committee at its meeting held on the 26th day of January 1999, recommended that Zoning By-law No. 6593, as amended by By-law No. 96-124, be further amended as hereinafter provided;

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "HH" (Restricted Community Shopping and Commercial, etc.) District provisions, as contained in Section 14A of Zoning By-law No. 6593, as amended by By-law No. 96-124, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are further amended to the extent only of the special requirements that,

(a) Paragraph (iii) of Section 2.(a) of By-law No. 96-124 is hereby repealed and the following substituted therefor:

(iii) a business or professional person's office, excluding all medical offices, except for either a laser eye clinic or dental office but not both and the gross floor area shall not exceed 340.5 square metres (3,665 square feet); and,

(b) notwithstanding Section 2.(vi) of By-law No. 96-124, the business identification ground sign existing on the date of the passing of this by-law shall be permitted.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirements referred to in section 2 of By-law No. 96-124 and section 1 of this by-law.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1348a.

4. Sheet No. E-27 of the District Maps is amended by marking the lands referred to in section 2 of By-law No. 96-124, and further amended by section 1 of this by-law, S-1348a.

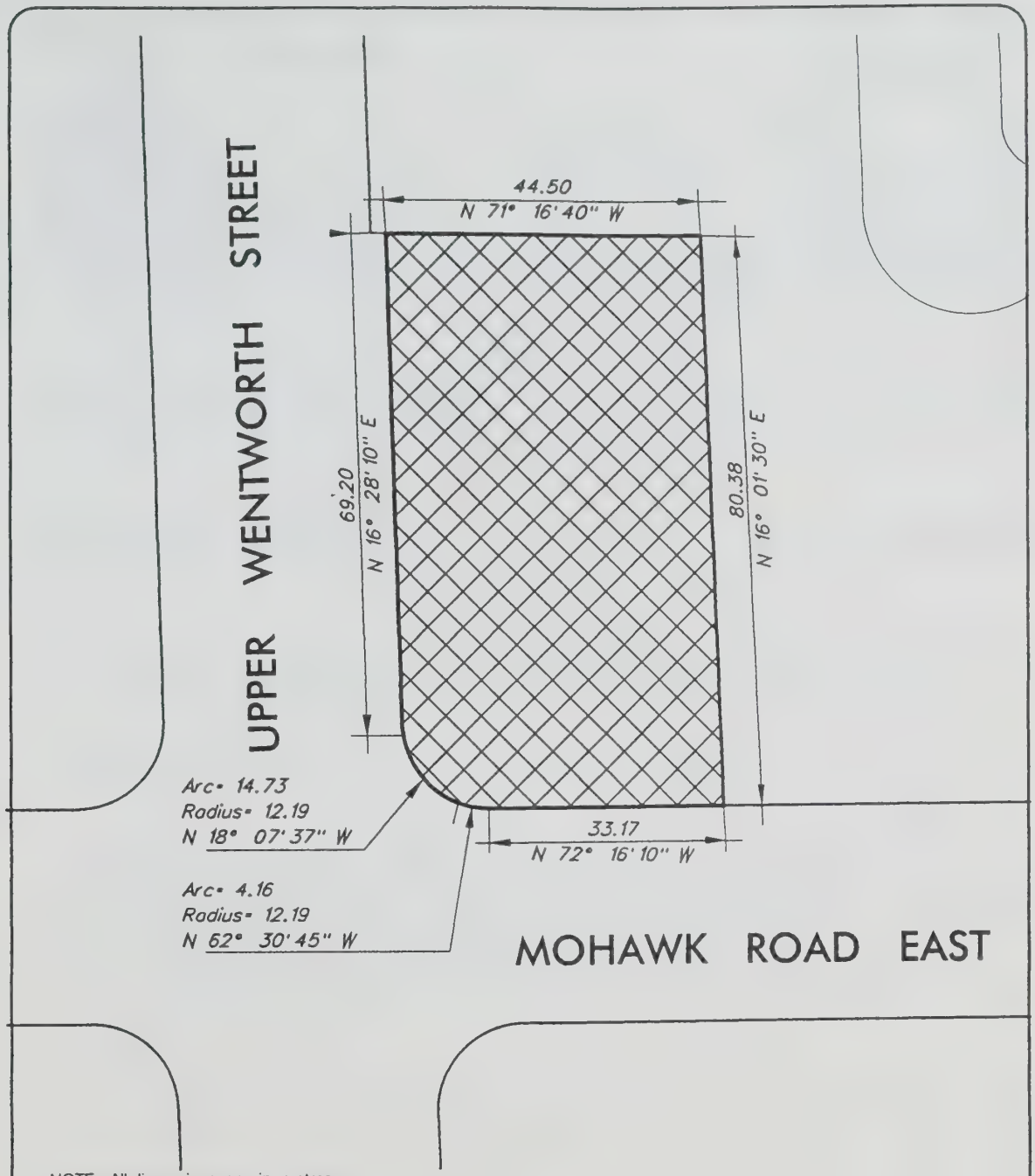
5. In all other respects, By-law No. 96-124 is hereby confirmed, unchanged.

6. The Municipal Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

**PASSED** this 13th day of April A.D. 1999

MUNICIPAL CLERK MAYOR

(1999) 1 R.P.D.C. 2, January 26
116990 Ontario Inc. (Rob McDowell), Owner
Amended ZAR-98-41




NOTE: All dimensions are in metres

This is Schedule "A" to By–Law No. 99–.....
Passed the ..... day of ....., 1999.

Clerk

Mayor

City of Hamilton

# Schedule "A"

Map Forming Part of
By–Law No. 99–____

to Amend By–Law No. 6593

Planning and Development Department

**Legend**

Further modification to the "HH" (Restricted Community Shopping and Commercial) District, modified

| North | Scale | Reference File No. |
|---|---|---|
| | NOT TO SCALE | ZAR–98–41 |
| | **Date** | **Drawn By** |
| | February, 1999 | B. B. |

**BY-LAW NO. 99 -**

**CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 13TH DAY OF APRIL 1999.**

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the Municipal Clerk, or in the absence of the Municipal Clerk, the Acting Municipal Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

**PASSED this 13th day of April 1999**

**MUNICIPAL CLERK** **MAYOR**

CA4 ON HBL A05
A31
1999

City of Hamilton

URBAN MUNICIPAL

Regional Municipality of Hamilton-Wentworth

URBAN MUNICIPAL
APR 16 1999

# NOTICE OF MEETING

## JOINT MEETING SESSION
## CITY AND REGION
## COMMITTEE OF THE WHOLE

**Thursday, April 15th, 1999**
**2:30 o'clock p.m.**
**Council Chambers, Hamilton City Hall**

J. J. Schatz
Municipal Clerk

** **Note: A meeting of the Joint City/Region Budget Steering Committee will be held at 9:30 a.m. on Thursday, April 15, 1999 to review Current Budget matters. Lunch will be provided at noon in Room 233.**

## AGENDA

1. Declarations of Interest

REGION AGENDA

2. Requested Report – General Manager, Finance – North-South Freeway Construction (FIN99-031)

3. Recommendation - Joint City/Region Budget Steering Committee

CITY AGENDA

4. Requested Report – General Manager, Community Services – Project #63 – Asset Management Recreation Centre (copy to follow)

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1999

URBAN
MUNICIPAL

URBAN MUNICIPAL
APR 16 1999

**NOTICE OF SPECIAL MEETING**
**HAMILTON CITY COUNCIL**

**Thursday, April 15, 1999**
**Immediately following the Joint City/Region**
**Committee of the Whole Meeting Session**

**Council Chambers, Hamilton City Hall**

**J. J. Schatz**
**Municipal Clerk**

## AGENDA

1. Call to Order

2. Motion to Adopt the Fourth Report for 1999 of the Committee of the Whole re: Capital Budget

3. Motion to Adopt Bill F-4: A By-law to Confirm the Proceedings of the Council of the City of Hamilton

4. Adjournmeent

cc D. Lychak, City Manager
General Managers
Department Heads
A. Louise Heron, City Manager's Office

**Regional Municipality of Hamilton-Wentworth**

# NOTICE OF SPECIAL MEETING
# COUNCIL OF THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

**Tuesday, April 20, 1999**
**Immediately following the**
**Committee of the Whole Meeting**
**Scheduled for 2:30 p.m.**

**Council Chambers, Hamilton City Hall**

**J. J. Schatz**
**Municipal Clerk**

## AGENDA

1. Call to Order
2. Declarations of Interest
3. Motion to adopt Committee of the Whole Report re: Budgets
4. Motion to adopt Bill No. 2832: Being a By-law to Confirm the Proceedings of the Council of the Regional Municipality of Hamilton-Wentworth
5. Adjournment

cc: D. Lychak, City Manager
General Managers
Department Heads
A. Louise Heron, City Manager's Office

City of Hamilton

Regional Municipality of Hamilton-Wentworth

# NOTICE OF MEETING

## JOINT MEETING SESSION
## CITY AND REGION
## COMMITTEE OF THE WHOLE

**Tuesday, April 20, 1999**
**10:00 o'clock a.m.**
**Council Chambers, Hamilton City Hall**

**J. J. Schatz**
**Municipal Clerk**

** **Please note that the Chairmen of the Joint Meeting Session of the City and Region Finance and Administration Committees have agreed to recess their 9:30 a.m. meeting in order to move into this 10:00 a.m. session in the event that their Agenda has not been concluded.**

** **Lunch will be available at noon.**

**AGENDA**

1. Declarations of Interest

2. Update – General Manager, Finance

REGION AGENDA

3. 1999 Capital Budget (recommendation previously tabled and referred to the April 20th meeting)

4. Requested report back – General Manager, Transportation, Operations and Environment – Additional Adjustments to the 1999 HSR Operating Budget (TRA99019)

5. Requested report back – General Manager, Transportation, Operations and Environment – Implications of an additional $500,000 reduction in road maintenance (RDS99062)

6. Communication – Royal Botanical Gardens – funding reduction

7. 1999 Current Budget Recommendations – Region of Hamilton Wentworth

8. Regional Council meeting to convene

CITY AGENDA

9. Update – General Manager, Finance

10. Requested Report – General Manager, Community Services – Project #63 – Asset Management Recreation Centre (previously tabled and referred to the April 20th meeting)

11. Requested Report – General Manager, Corporate Services – Project #31 – West Avenue School Retrofit Heating System (previously tabled and referred to the April 20th meeting)

12. Requested Report – Commissioner, Public Works and Traffic – 1999 Proposed Road and Sidewalk Capital Improvement Programme

13. Recommendation – Joint City/Region Budget Steering Committee – 1999 Capital Budget (previously tabled and referred to the April 20th meeting)

14. Requested Report Back – General Manager, Finance – Seniors Tax Credit

15. 1999 Current Budget Recommendations – City of Hamilton

16. City Council meeting to convene

# REGION OF HAMILTON-WENTWORTH

## - RECOMMENDATION -




**DATE:** 1999 April 19

**REPORT TO:** J. J. Schatz
Secretary
Region Committee of the Whole

**FROM:** Susan K. Reeder
Secretary
Joint City/Region Budget Steering Committee

**SUBJECT:** 1999 Capital Budget – Region of Hamilton-Wentworth

**RECOMMENDATION:**

That the Region levy projects as identified in Appendix "A" herewith attached, and the Region rate funded projects as identified in Appendix "B" herewith attached, be approved with the exception of the H.S.R. Capital Projects.

Susan K. Reeder.

**BACKGROUND:**

The Region Committee of the Whole, at its meeting held Thursday, April 15, 1999 agreed to table and refer to the April 20, 1999 meeting the above noted 1999 Capital Budget.

REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

1999 CAPITAL PROJECTS SORTED BY RATING - LEVY PROGRAMS

**Appendix A**

| Page No. | C/R | Project No. | Prog | Project Description | Project Finish | Gross Cost ($000's) | External Revenues ($000's) | Dev Chg Cont'n ($000's) | Net Capital Spending 1999 ($000's) | 2000 ($000's) | 2001 ($000's) | 2002 - 2008 ($000's) | Nature of Funding | Annual Operating Costs ($000's) | Rating |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| (1) | (2) | (3) | (4) | (5) | (7) | (8) | (9) | (10) | (11) | (12) | (13) | (14) | (15) | (17) | (18) |
| 139 | R | 4071940 | Storm | Tuxedo - 65m S of Central to Main | 1999 | 460 | 0 | 0 | 460 | 0 | 0 | 0 | | 0 | 7.77 |
| 140 | R | 4071941 | Storm | Dundurn - Glenside to Hillcrest | 1999 | 625 | 0 | 0 | 625 | 0 | 0 | 0 | | 0 | 7.77 |
| 143 | R | 4071946 | Storm | Adeline - 108m N to 87m S of Dunsmure | 1999 | 128 | 0 | 0 | 128 | 0 | 0 | 0 | | 0 | 7.77 |
| 144 | R | 4071947 | Storm | Beechwood - Barnesdale N to 115m Westerly | 1999 | 100 | 0 | 0 | 100 | 0 | 0 | 0 | | 0 | 7.77 |
| 142 | R | 4071943 | Storm | Knyvet - Inverness to Kelso | 1999 | 178 | 0 | 0 | 178 | 0 | 0 | 0 | | 0 | 7.77 |
| 146 | R | 4071955 | Storm | Whitton - King to Sterling | 1999 | 144 | 0 | 0 | 144 | 0 | 0 | 0 | | 0 | 7.77 |
| 141 | R | 4071942 | Storm | Edith/Nova/Fern/Ellsworth to Broker & Outlets | 1999 | 529 | 0 | 0 | 529 | 0 | 0 | 0 | | 0 | 7.77 |
| 133 | R | 4071933 | Storm | Concession St - Upper Gage to Upper Sherman | 1999 | 1,129 | 0 | 0 | 1,129 | 0 | 0 | 0 | | 0 | 7.77 |
| 109 | R | 3011953 | Roads | Outstanding Land Expropriation | 2001 | 27 | 0 | 0 | 9 | 9 | 9 | 0 | | 0 | 7.64 |
| 132 | R | 4071826 | Storm | Hamilton Downtown Core - Infrastructure | N/A | 1,571 | 0 | 0 | 50 | 323 | 166 | 1,032 | | 0 | 7.58 |
| 158 | R | 4071986 | Storm | St. Elizabeth Dentention Features | 1999 | 300 | 0 | 300 | 0 | 0 | 0 | 0 | | 0 | 7.51 |
| 149 | R | 4071960 | Storm | Shelby - Barton to Britannia | 1999 | 105 | 0 | 0 | 105 | 0 | 0 | 0 | | 0 | 7.46 |
| 145 | R | 4071954 | Storm | West 1st - Fennell to 90m S of Wembley | 1999 | 378 | 0 | 0 | 378 | 0 | 0 | 0 | | 0 | 7.46 |
| 159 | R | 4071987 | Storm | Ferrie - Wellington to Emerald | 2000 | 570 | 0 | 0 | 390 | 180 | 0 | 0 | | 0 | 7.46 |
| 136 | R | 4071936 | Storm | Elcho - Inverness to Wycliffe | 1999 | 145 | 0 | 0 | 145 | 0 | 0 | 0 | | 0 | 7.46 |
| 135 | R | 4071935 | Storm | East 44th - 9th to 11th & 9th - E45th to E44th | 1999 | 340 | 0 | 0 | 340 | 0 | 0 | 0 | | 0 | 7.46 |
| 134 | R | 4071934 | Storm | Holt - Bromley to Duncombe & Duncombe | 1999 | 144 | 0 | 0 | 144 | 0 | 0 | 0 | | 0 | 7.46 |
| 125 | R | 4031902 | Waste | Annual - Backyard Composting Program | N/A | 632 | 632 | 0 | 0 | 0 | 0 | 0 | 3rd Party | 0 | 7.24 |
| 112 | R | 3011974 | Roads | Annual Reflectorized Signs & Pavement | 2000 | 176 | 0 | 0 | 87 | 89 | 0 | 0 | | 0 | 7.06 |
| 130 | R | 4031913 | Waste | Glanbrook Landfill Leachate System Improve. | 1999 | 2,000 | 0 | 0 | 2,000 | 0 | 0 | 0 | | 0 | 7.02 |
| 137 | R | 4071937 | Storm | Gray Road Storm Sewer Outlet Siltation Control | 1999 | 120 | 0 | 0 | 120 | 0 | 0 | 0 | | 0 | 6.97 |
| 129 | R | 4031912 | Waste | Tipping Floor Repairs at SWARU | 1999 | 169 | 0 | 0 | 169 | 0 | 0 | 0 | | 0 | 6.77 |
| 127 | R | 4031910 | Waste | Expansion of Transfer Stations & Op. Improve. | 1999 | 951 | 0 | 0 | 951 | 0 | 0 | 0 | | 0 | 5.97 |
| 156 | R | 4071977 | Storm | Annual - Oversizing | N/A | 1,111 | 0 | 1,111 | 0 | 0 | 0 | 0 | | 0 | 5.64 |
| 148 | R | 4071957 | Storm | Walnut N. - King to King William | 1999 | 86 | 0 | 0 | 86 | 0 | 0 | 0 | | 0 | 5.63 |
| 147 | R | 4071956 | Storm | King - Walnut S. to approx. 60m W of Mary | 1999 | 161 | 0 | 0 | 161 | 0 | 0 | 0 | | 0 | 5.63 |
| 138 | R | 4071938 | Storm | Sterling - Whitton to approx. 130m W | 1999 | 175 | 0 | 0 | 175 | 0 | 0 | 0 | | 0 | 5.63 |
| 154 | R | 4071974 | Storm | Annual - Contingency for Unscheduled Works | N/A | 42,327 | 0 | 0 | 200 | 3,959 | 5,381 | 32,787 | | 0 | 5.63 |

REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

1999 CAPITAL PROJECTS SORTED BY RATING - LEVY PROGRAMS

**Appendix A**

| Page No. | C/R | Project No. | Prog | Project Description | Project Finish | Gross Cost ($000's) | External Revenues ($000's) | Dev Chg Cont'n ($000's) | Net Capital Spending 1999 ($000's) | 2000 ($000's) | 2001 ($000's) | 2002 - 2008 ($000's) | Nature of Funding | Annual Operating Costs ($000's) | Rating |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| (1) | (2) | (3) | (4) | (5) | (7) | (8) | (9) | (10) | (11) | (12) | (13) | (14) | (15) | (17) | (18) |
| 161 | R | 4073843 | Storm | MA - Miles - 265m S of Rymal to 314m S | 1999 | 64 | 48 | 0 | 16 | 0 | 0 | 0 | Owners | 0 | 5.51 |
| 101 | R | 3011926 | Roads | Bridge 1146/York Blvd./Valley Inn Rd. | 2001 | 1,389 | 0 | 0 | 73 | 243 | 1,073 | 0 | | 0 | 5.33 |
| 89 | R | 3011901 | Roads | Annual Bridge & Culvert Program | N/A | 3,251 | 0 | 0 | 301 | 306 | 311 | 2,333 | | 0 | 5.33 |
| 151 | R | 4071971 | Storm | Annual - Rehabilitation | N/A | 10,228 | 0 | 0 | 920 | 906 | 861 | 7,541 | | 0 | 5.32 |
| 152 | R | 4071972 | Storm | Annual - Detailed Engineering | N/A | 1,464 | 0 | 0 | 98 | 154 | 154 | 1,058 | | 0 | 5.29 |
| 160 | R | 4071988 | Storm | Windermere Basin Dredging | 2002 | 950 | 0 | 0 | 50 | 0 | 200 | 700 | | 0 | 5.17 |
| 104 | R | 3011941 | Roads | Concession St - U. Sherman to U. Gage | 1999 | 878 | 0 | 0 | 878 | 0 | 0 | 0 | | 0 | 5.04 |
| 99 | R | 3011924 | Roads | Hwy 56 - Hwy 53/20 to Guyatt Rd. | 1999 | 681 | 0 | 0 | 681 | 0 | 0 | 0 | | 0 | 5.04 |
| 92 | R | 3011905 | Roads | Annual Resurfacing Program | N/A | 7,580 | 0 | 0 | 702 | 714 | 726 | 5,438 | | 0 | 4.96 |
| 126 | R | 4031903 | Waste | Annual - Recycling System - Rolling Cart | N/A | 197 | 197 | 0 | 0 | 0 | 0 | 0 | 3rd Party | 0 | 4.96 |
| 110 | R | 3011972 | Roads | Annual Traffic Construction Eng Overhead | N/A | 1,318 | 0 | 0 | 122 | 124 | 126 | 946 | | 0 | 4.79 |
| 117 | R | 3011998 | Roads | Closed Project Account | N/A | 548 | 0 | 0 | 51 | 52 | 53 | 392 | | 0 | 4.79 |
| 98 | R | 3011923 | Roads | Hwy 52 - from Hwy 53 to Governor's Rd. | 1999 | 1,089 | 0 | 0 | 1,089 | 0 | 0 | 0 | | 0 | 4.79 |
| 116 | R | 3011997 | Roads | Annual Engineering, Utilities & Land for Next Yr | N/A | 1,190 | 0 | 0 | 112 | 112 | 114 | 852 | | 0 | 4.79 |
| 94 | R | 3011912 | Roads | Annual Major Road Maintenance | N/A | 3,844 | 0 | 0 | 356 | 362 | 368 | 2,758 | | 0 | 4.79 |
| 91 | R | 3011904 | Roads | Annual Railway Rehabilitation Program | N/A | 807 | 0 | 0 | 75 | 76 | 77 | 579 | | 0 | 4.79 |
| 82 | R | 2101901 | Polic | Mountain Police Station | 2001 | 11,000 | 0 | 0 | 800 | 5,200 | 5,000 | 0 | | 0 | 4.72 |
| 131 | R | 4031914 | Waste | PCB Removal at SWARU | 1999 | 100 | 0 | 0 | 100 | 0 | 0 | 0 | | 0 | 4.71 |
| 103 | R | 3011940 | Roads | Hwy 8 - from Park Ave. to limit of MTO | 1999 | 254 | 0 | 0 | 254 | 0 | 0 | 0 | | 0 | 4.71 |
| 86 | R | 3011823 | Roads | Hwy 20 - King St. to Green Mtn. Rd. | 1999 | 510 | 0 | 0 | 510 | 0 | 0 | 0 | | 0 | 4.71 |
| 95 | R | 3011914 | Roads | Annual Escarpment Stabilization | N/A | 3,702 | 0 | 0 | 323 | 331 | 450 | 2,598 | | 0 | 4.58 |
| 119 | R | 3201401 | DARTS | DARTS - ATS Vehicle Replace/Refurbish | N/A | 5,000 | 0 | 0 | 500 | 500 | 500 | 3,500 | | 0 | 4.58 |
| 153 | R | 4071973 | Storm | Field Data Hardware | N/A | 250 | 0 | 0 | 30 | 10 | 54 | 156 | | 0 | 4.51 |
| 100 | R | 3011925 | Roads | Hwy 8 - from Dewitt Rd. to Fruitland Rd. | 2001 | 969 | 0 | 293 | 43 | 0 | 633 | 0 | | 0 | 4.46 |
| 88 | R | 3011830 | Roads | Hwy 8 - from Hillcrest Ave. to Park Ave. | 2000 | 898 | 0 | 647 | 14 | 237 | 0 | 0 | | 0 | 4.46 |
| 107 | R | 3011944 | Roads | York Blvd - at Locke (Sewer Problem) | 1999 | 153 | 0 | 0 | 153 | 0 | 0 | 0 | | 5 | 4.32 |
| 121 | R | 3221006 | HSR | Bus Loops-Upgrade | 2003 | 240 | 0 | 0 | 60 | 60 | 40 | 80 | | 0 | 4.23 |
| 93 | R | 3011911 | Roads | Annual Preservicing Program | N/A | 1,143 | 0 | 720 | 39 | 40 | 40 | 304 | | 0 | 4.20 |

REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

1999 CAPITAL PROJECTS SORTED BY RATING - LEVY PROGRAMS

**Appendix A**

| Page No. | C/R | Project No. | Prog | Project Description | Project Finish | Gross Cost ($000's) | External Revenues ($000's) | Dev Chg Cont'n ($000's) | Net Capital Spending 1999 ($000's) | 2000 ($000's) | 2001 ($000's) | 2002 - 2008 ($000's) | Nature of Funding | Annual Operating Costs ($000's) | Rating |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| (1) | (2) | (3) | (4) | (5) | (7) | (8) | (9) | (10) | (11) | (12) | (13) | (14) | (15) | (17) | (18) |
| 83 | R | 3011120 | Roads | S. Mtn Arterial (U. Gage -Stonechurch to Rymal | 2004 | 10,837 | 0 | 7,802 | 29 | 481 | 799 | 1,726 | | 200 | 4.20 |
| 118 | R | 3111802 | Roads | North/South Freeway-Construction (5903) | 2002 | 109,894 | 60,583 | 16,145 | 3,857 | 12,559 | 12,293 | 4,457 | Prov Subs | 350 | 4.18 |
| 105 | R | 3011942 | Roads | Downtown Initiative King St-James St. to Bay St | 2000 | 4,004 | 0 | 0 | 1,703 | 2,301 | 0 | 0 | | 0 | 4.13 |
| 157 | R | 4071978 | Storm | Annual - Water Quality Initiatives | N/A | 112 | 0 | 0 | 10 | 11 | 11 | 80 | | 0 | 4.11 |
| 85 | R | 3011822 | Roads | Barton St - at Gage Ave (Land Purchasing) | 2000 | 473 | 0 | 0 | 179 | 294 | 0 | 0 | | 0 | 4.07 |
| 108 | R | 3011945 | Roads | Hamilton St. & Parkside Dr. | 1999 | 814 | 0 | 0 | 814 | 0 | 0 | 0 | | 0 | 4.07 |
| 87 | R | 3011824 | Roads | Hwy 20 - Left turn & Culvert at Ridge Road | 1999 | 300 | 0 | 0 | 300 | 0 | 0 | 0 | | 0 | 4.07 |
| 90 | R | 3011903 | Roads | Annual New Traffic Signal Installation Program | N/A | 2,691 | 0 | 1,947 | 180 | 183 | 187 | 194 | | 0 | 3.94 |
| 80 | R | 1921903 | Cors | Wentworth St. HSR Transit Centre Repairs | 2002 | 881 | 0 | 0 | 182 | 48 | 134 | 517 | | 0 | 3.87 |
| 81 | R | 1921904 | Cors | Wentworth Lodge Repairs | 2002 | 842 | 0 | 0 | 568 | 109 | 86 | 79 | | 0 | 3.87 |
| 111 | R | 3011973 | Roads | Annual Traffic Controller Replacement | N/A | 4,934 | 0 | 0 | 563 | 573 | 583 | 3,215 | | 0 | 3.87 |
| 102 | R | 3011938 | Roads | Annual Minor Construction Program | N/A | 3,844 | 0 | 0 | 356 | 362 | 368 | | | 0 | 3.87 |
| 79 | R | 1921902 | Cors | Courthouse Repairs | 2002 | 1,443 | 0 | 0 | 356 | 94 | 123 | 870 | | 0 | 3.87 |
| 78 | R | 1921901 | Cors | Police Headquarters Repairs | 2002 | 1,303 | 0 | 0 | 421 | 84 | 213 | 585 | | 0 | 3.87 |
| 155 | R | 4071976 | Storm | Annual - Overflow Alarms | N/A | 141 | 0 | 0 | 5 | 5 | 33 | 98 | | 40 | 3.82 |
| 84 | R | 3011124 | Roads | Regional Bicycle Route Implementation | N/A | 3,000 | 0 | 0 | 300 | 300 | 300 | 2,100 | | 20 | 3.81 |
| 96 | R | 3011917 | Roads | Annual Pedestrian Priority Signals & Traffic Sig | N/A | 1,709 | 0 | 0 | 185 | 158 | 161 | 1,205 | | 5 | 3.81 |
| 120 | R | 3221005 | HSR | Transit Shelters | N/A | 426 | 0 | 0 | 72 | 72 | 72 | 210 | | 0 | 3.72 |
| 124 | R | 3221508 | HSR | Bus Terminals | 2000 | 1,300 | 0 | 0 | 700 | 600 | 0 | 0 | | 0 | 3.67 |
| 122 | R | 3221008 | HSR | Bus Stops & Landing Pads | N/A | 550 | 0 | 0 | 55 | 55 | 55 | 385 | | 0 | 3.63 |
| 114 | R | 3011994 | Roads | Contribution to Storm Sewers | N/A | 575 | 0 | 450 | 12 | 12 | 12 | 89 | | 0 | 3.26 |
| 123 | R | 3221211 | HSR | Equipment Replacement | N/A | 7,205 | 0 | 0 | 905 | 700 | 700 | 4,900 | | 0 | 3.21 |
| 150 | R | 4071970 | Storm | Annual - Minor Improvements | N/A | 2,244 | 0 | 0 | 150 | 236 | 236 | 1,622 | | 0 | 2.95 |
| 162 | R | 7011901 | WLibr | Saltfleet Branch-Furnishings | 1999 | 319 | 0 | 0 | 319 | 0 | 0 | 0 | | 100 | 1.49 |

REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

1999 CAPITAL PROJECTS SORTED BY RATING - RATE PROGRAMS

**Appendix B**

| Page No. | C/R | Project No. | Prog | Project Description | Project Finish | Gross Cost ($000's) | External Revenues ($000's) | Dev Chg Cont'n ($000's) | Net Capital Spending 1999 ($000's) | 2000 ($000's) | 2001 ($000's) | 2002 - 2008 ($000's) | Nature of Funding | Annual Operating Costs ($000's) | Rating |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| (1) | (2) | (3) | (4) | (5) | (7) | (8) | (9) | (10) | (11) | (12) | (13) | (14) | (15) | (17) | (18) |
| 222 | R | 4051997 | Water | Mohawk - McNiven to approx. 30m E of Filman | 1999 | 423 | 0 | 0 | 423 | 0 | 0 | 0 | | 0 | 8.79 |
| 256 | R | 4067902 | Sewer | Expansion of Preliminary Treatment | 2001 | 7,675 | 0 | 0 | 348 | 4,513 | 2,814 | 0 | | 0 | 7.91 |
| 163 | R | 4051858 | Water | Hamilton Downtown Core - Infrastructure | 2003 | 1,226 | 0 | 0 | 100 | 431 | 0 | 695 | | 0 | 7.89 |
| 165 | R | 4051868 | Water | Walnut - Main to King William | 2000 | 147 | 0 | 0 | 61 | 86 | 0 | 0 | | 0 | 7.89 |
| 206 | R | 4051978 | Water | Colleen/Lloyminn/Crestview/Oakhill | 1999 | 203 | 0 | 0 | 203 | 0 | 0 | 0 | | 0 | 7.85 |
| 211 | R | 4051986 | Water | Eastvale/Armstrong | 1999 | 162 | 0 | 0 | 162 | 0 | 0 | 0 | | 0 | 7.85 |
| 208 | R | 4051983 | Water | Eaton Place - Bingham to Bingham | 1999 | 171 | 0 | 0 | 171 | 0 | 0 | 0 | | 0 | 7.85 |
| 202 | R | 4051974 | Water | Annual - Contingency for Unscheduled Works | N/A | 56,511 | 0 | 0 | 374 | 1,451 | 3,606 | 51,080 | | 0 | 7.85 |
| 186 | R | 4051956 | Water | Beverly - Lloyminn to west end & Blair - Lloymin | 1999 | 123 | 0 | 0 | 123 | 0 | 0 | 0 | | 0 | 7.85 |
| 204 | R | 4051976 | Water | Lloyminn - Terrance to south of Crestview | 1999 | 132 | 0 | 0 | 132 | 0 | 0 | 0 | | 0 | 7.85 |
| 192 | R | 4051962 | Water | Hunter - York to Concord | 1999 | 291 | 0 | 0 | 291 | 0 | 0 | 0 | | 0 | 7.85 |
| 178 | R | 4051947 | Water | Dundurn S - Aberdeen to Hillcrest | 1999 | 284 | 0 | 0 | 284 | 0 | 0 | 0 | | 0 | 7.85 |
| 190 | R | 4051960 | Water | Shelby/Britannia/Barton & Melvin/Normanhurst | 1999 | 205 | 0 | 0 | 205 | 0 | 0 | 0 | | 0 | 7.85 |
| 172 | R | 4051941 | Water | Elcho, Rosedene, Wycliffe, Searle | 2001 | 621 | 0 | 0 | 100 | 275 | 246 | 0 | | 0 | 7.85 |
| 171 | R | 4051940 | Water | Tuxedo Ave S. - Main to Monterey | 1999 | 330 | 0 | 0 | 330 | 0 | 0 | 0 | | 0 | 7.85 |
| 174 | R | 4051943 | Water | Lloyminn - Jerseyville to Terrance, etc. | 1999 | 497 | 0 | 0 | 497 | 0 | 0 | 0 | | 0 | 7.85 |
| 173 | R | 4051942 | Water | Highway No.8 - Grays Rd to Donn Ave. | 1999 | 272 | 0 | 0 | 272 | 0 | 0 | 0 | | 0 | 7.85 |
| 168 | R | 4051916 | Water | Jones - King to Mtn & Elm - King to Maple | 2000 | 270 | 0 | 0 | 150 | 120 | 0 | 0 | | 0 | 7.85 |
| 216 | R | 4051991 | Water | Park - Napier to Wellington | 1999 | 119 | 0 | 0 | 119 | 0 | 0 | 0 | | 0 | 7.85 |
| 236 | R | 4061947 | Sewer | Dundurn - Aberdeen to Hillcrest | 1999 | 240 | 0 | 0 | 240 | 0 | 0 | 0 | | 0 | 7.77 |
| 170 | R | 4051939 | Water | Olympic - King to n/leg Hopkins | 1999 | 1,468 | 0 | 631 | 837 | 0 | 0 | 0 | | 0 | 7.69 |
| 215 | R | 4051990 | Water | Napier - King to Park | 1999 | 43 | 0 | 0 | 43 | 0 | 0 | 0 | | 0 | 7.59 |
| 185 | R | 4051955 | Water | East 25th - Concession to Queensdale | 1999 | 259 | 0 | 0 | 259 | 0 | 0 | 0 | | 0 | 7.59 |
| 177 | R | 4051946 | Water | Glen Echo - Rainbow to Secord | 1999 | 237 | 0 | 0 | 237 | 0 | 0 | 0 | | 0 | 7.59 |
| 182 | R | 4051952 | Water | Old Dundas Rd - Wilson to Montgomery | 1999 | 357 | 0 | 0 | 357 | 0 | 0 | 0 | | 0 | 7.59 |
| 210 | R | 4051985 | Water | Iona Ave. - Granton St. to west end | 1999 | 129 | 0 | 0 | 129 | 0 | 0 | 0 | | 0 | 7.59 |
| 214 | R | 4051989 | Water | Bell Ave. from Central to Queenston Road | 1999 | 150 | 0 | 0 | 150 | 0 | 0 | 0 | | 0 | 7.59 |
| 179 | R | 4051948 | Water | Balsam - Cannon to Beechwood | 1999 | 223 | 0 | 0 | 223 | 0 | 0 | 0 | | 0 | 7.55 |

REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

1999 CAPITAL PROJECTS SORTED BY RATING - RATE PROGRAMS

**Appendix B**

| Page No. | C/R | Project No. | Prog | Project Description | Project Finish | Gross Cost ($000's) | External Revenues ($000's) | Dev Chg Cont'n ($000's) | Net Capital Spending 1999 ($000's) | 2000 ($000's) | 2001 ($000's) | 2002 - 2008 ($000's) | Nature of Funding | Annual Operating Costs ($000's) | Rating |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| (1) | (2) | (3) | (4) | (5) | (7) | (8) | (9) | (10) | (11) | (12) | (13) | (14) | (15) | (17) | (18) |
| 240 | R | 4061964 | Sewer | Stoney Creek Sewer Backup | 1999 | 300 | 0 | 300 | 0 | 0 | 0 | 0 | | 0 | 7.51 |
| 254 | R | 4061987 | Sewer | Ferrie - Wellington to Emerald | 2000 | 260 | 0 | 0 | 140 | 120 | 0 | 0 | | 0 | 7.46 |
| 239 | R | 4061960 | Sewer | Shelby - Barton to Britannia | 1999 | 105 | 0 | 0 | 105 | 0 | 0 | 0 | | 0 | 7.46 |
| 235 | R | 4061940 | Sewer | Hunter & East St. N - York to Station SD8 | 1999 | 392 | 0 | 0 | 392 | 0 | 0 | 0 | | 8 | 7.34 |
| 233 | R | 4061937 | Sewer | Hatt St. Sewershed - John to Head | 1999 | 260 | 0 | 0 | 260 | 0 | 0 | 0 | | 0 | 7.32 |
| 197 | R | 4051967 | Water | Albert - Melville to Victoria | 1999 | 65 | 0 | 0 | 65 | 0 | 0 | 0 | | 0 | 7.22 |
| 234 | R | 4061938 | Sewer | Albert/Alma/Melville/Victoria/Market | 1999 | 268 | 0 | 0 | 268 | 0 | 0 | 0 | | 0 | 7.22 |
| 195 | R | 4051965 | Water | Victoria - Albert to Market | 1999 | 129 | 0 | 0 | 129 | 0 | 0 | 0 | | 0 | 7.22 |
| 237 | R | 4061948 | Sewer | Algonquin, Thorncrest, Easement, Drop Shaft | 1999 | 300 | 0 | 0 | 300 | 0 | 0 | 0 | | 0 | 7.20 |
| 259 | R | 4067905 | Sewer | Primary Clarifier Chains & Flights | 2001 | 875 | 0 | 0 | 350 | 350 | 175 | 0 | | 0 | 7.17 |
| 247 | R | 4061975 | Sewer | Annual - Regional Laboratory Improvements | N/A | 1,716 | 0 | 0 | 210 | 158 | 168 | 1,180 | | 0 | 6.93 |
| 251 | R | 4061982 | Sewer | Pumping Station S-H24 McCollum | 2000 | 1,799 | 0 | 1,133 | 666 | 0 | 0 | 0 | | 0 | 6.37 |
| 207 | R | 4051979 | Water | Pumping Station - N. Sydenham Neighbourhood | 2000 | 850 | 0 | 766 | 84 | 0 | 0 | 0 | | 0 | 6.37 |
| 191 | R | 4051961 | Water | Highland - Pumping Station W-H7 | 1999 | 176 | 0 | 127 | 49 | 0 | 0 | 0 | | 0 | 6.37 |
| 252 | R | 4061983 | Sewer | Pumping Station - S-H28 Hwy #53/Hamilton Dr. | 2000 | 1,225 | 0 | 862 | 363 | 0 | 0 | 0 | | 0 | 6.37 |
| 262 | R | 4067908 | Sewer | Main Pumping Station Bypass Flow Monitoring | 1999 | 100 | 0 | 0 | 100 | 0 | 0 | 0 | | 0 | 6.15 |
| 217 | R | 4051992 | Water | Bay - King to Market | 1999 | 54 | 0 | 0 | 54 | 0 | 0 | 0 | | 0 | 6.02 |
| 246 | R | 4061974 | Sewer | Annual - Contingency for Unscheduled Works | N/A | 3,618 | 0 | 0 | 109 | 342 | 342 | 2,825 | | 0 | 5.63 |
| 232 | R | 4061919 | Sewer | Sterling - Whitton to approx. 130m Westerly | 1999 | 175 | 0 | 0 | 175 | 0 | 0 | 0 | | 0 | 5.63 |
| 200 | R | 4051972 | Water | Annual - Detailed Engineering | N/A | 1,540 | 0 | 0 | 158 | 158 | 158 | 1,066 | | 0 | 5.61 |
| 250 | R | 4061979 | Sewer | Annual - Oversizing | N/A | 556 | 0 | 556 | 0 | 0 | 0 | 0 | | 0 | 5.56 |
| 205 | R | 4051977 | Water | Annual - Oversizing | N/A | 1,042 | 0 | 1,042 | 0 | 0 | 0 | 0 | | 0 | 5.56 |
| 188 | R | 4051958 | Water | Ferguson - King William to Cannon | 1999 | 204 | 0 | 0 | 204 | 0 | 0 | 0 | | 0 | 5.44 |
| 238 | R | 4061951 | Sewer | Ferguson - Burlington to Macauley | 1999 | 430 | 0 | 0 | 430 | 0 | 0 | 0 | | 0 | 5.40 |
| 199 | R | 4051971 | Water | Annual - Rehabilitation | N/A | 23,556 | 0 | 0 | 1,745 | 1,833 | 2,143 | 17,835 | | 0 | 5.40 |
| 243 | R | 4061971 | Sewer | Annual - Rehabilitation | N/A | 26,411 | 0 | 0 | 1,214 | 1,581 | 1,842 | 21,774 | | 0 | 5.32 |
| 244 | R | 4061972 | Sewer | Annual - Detailed Engineering | N/A | 814 | 0 | 0 | 82 | 82 | 86 | 564 | | 0 | 5.29 |
| 169 | R | 4051936 | Water | Hwy #6 - Twenty to Dickenson | 1999 | 1,431 | 0 | 0 | 1,431 | 0 | 0 | 0 | | 0 | 5.20 |

REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

1999 CAPITAL PROJECTS SORTED BY RATING - RATE PROGRAMS

**Appendix B**

| Page No. | C/R | Project No. | Prog | Project Description | Project Finish | Gross Cost ($000's) | External Revenues ($000's) | Dev Chg Cont'n ($000's) | Net Capital Spending 1999 ($000's) | 2000 ($000's) | 2001 ($000's) | 2002 - 2008 ($000's) | Nature of Funding | Annual Operating Costs ($000's) | Rating |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| (1) | (2) | (3) | (4) | (5) | (7) | (8) | (9) | (10) | (11) | (12) | (13) | (14) | (15) | (17) | (18) |
| 255 | R | 4061988 | Sewer | Windermere Basin Dredging | 2002 | 8,550 | 0 | 0 | 450 | 0 | 1,800 | 6,300 | | 0 | 5.17 |
| 219 | R | 4051994 | Water | Patterson & Clarence Sts. From Queen | 1999 | 54 | 0 | 0 | 54 | 0 | 0 | 0 | | 0 | 4.85 |
| 201 | R | 4051973 | Water | Annual - Field Data Hardware/Systems | N/A | 409 | 0 | 0 | 26 | 27 | 77 | 279 | | 0 | 4.55 |
| 245 | R | 4061973 | Sewer | Annual - Field Data Hardware/Systems | N/A | 645 | 0 | 0 | 50 | 50 | 98 | 447 | | 0 | 4.51 |
| 180 | R | 4051949 | Water | Lodor - Mohawk to south end of street | 1999 | 287 | 0 | 0 | 287 | 0 | 0 | 0 | | 0 | 4.48 |
| 220 | R | 4051995 | Water | Church - Wilson to Lodor | 1999 | 75 | 0 | 0 | 75 | 0 | 0 | 0 | | 0 | 4.48 |
| 183 | R | 4051953 | Water | Ninth - East 44th to East 45th | 1999 | 61 | 0 | 0 | 61 | 0 | 0 | 0 | | 0 | 4.48 |
| 209 | R | 4051984 | Water | Fern Place - Upper Kenilworth to Edith | 1999 | 53 | 0 | 0 | 53 | 0 | 0 | 0 | | 0 | 4.48 |
| 221 | R | 4051996 | Water | Academy - Wilson to Mohawk | 1999 | 218 | 0 | 0 | 218 | 0 | 0 | 0 | | 0 | 4.48 |
| 187 | R | 4051957 | Water | Duncombe - Seven Oaks to Holt | 1999 | 188 | 0 | 0 | 188 | 0 | 0 | 0 | | 0 | 4.48 |
| 189 | R | 4051959 | Water | Knyvet; Kelso & Highcliffe | 2000 | 381 | 0 | 0 | 231 | 150 | 0 | 0 | | 0 | 4.48 |
| 194 | R | 4051964 | Water | Edith - Broker to Nova | 1999 | 240 | 0 | 0 | 240 | 0 | 0 | 0 | | 0 | 4.48 |
| 193 | R | 4051963 | Water | Delevan - Seven Oaks to Seven Oaks | 1999 | 139 | 0 | 0 | 139 | 0 | 0 | 0 | | 0 | 4.48 |
| 184 | R | 4051954 | Water | West 1st - Fennell to Richwill | 1999 | 345 | 0 | 0 | 345 | 0 | 0 | 0 | | 0 | 4.48 |
| 227 | R | 4057905 | Water | Architectural Upgrades to Water Buildings | 2003 | 900 | 0 | 0 | 450 | 0 | 150 | 300 | | 0 | 4.38 |
| 203 | R | 4051975 | Water | Lower Lion's Club - Wilson to end | 1999 | 370 | 0 | 0 | 370 | 0 | 0 | 0 | | 0 | 4.23 |
| 167 | R | 4051912 | Water | Winona Park - Winona to west end | 1999 | 233 | 0 | 0 | 233 | 0 | 0 | 0 | | 0 | 4.23 |
| 166 | R | 4051911 | Water | Garth - Fennell to Auchmar | 1999 | 100 | 0 | 0 | 100 | 0 | 0 | 0 | | 0 | 4.23 |
| 176 | R | 4051945 | Water | Reservoir Road, S.C. - PS H9 to Fifty Road | 1999 | 50 | 0 | 0 | 50 | 0 | 0 | 0 | | 0 | 4.23 |
| 218 | R | 4051993 | Water | Hess St. - King to Main | 1999 | 89 | 0 | 0 | 89 | 0 | 0 | 0 | | 0 | 4.21 |
| 249 | R | 4061978 | Sewer | Annual - Water Quality Initiatives | N/A | 1,014 | 0 | 0 | 92 | 95 | 97 | 730 | | 0 | 4.11 |
| 260 | R | 4067906 | Sewer | Digester Gas Site Distribution Piping | 2000 | 500 | 0 | 0 | 250 | 250 | 0 | 0 | | 0 | 3.83 |
| 264 | R | 4067950 | Sewer | Facility Assessment & Upgrades | 2002 | 381 | 0 | 0 | 181 | 0 | 0 | 200 | | 0 | 3.83 |
| 248 | R | 4061977 | Sewer | Annual - Overflow Alarms | N/A | 1,280 | 0 | 0 | 46 | 49 | 297 | 888 | | 40 | 3.82 |
| 164 | R | 4051859 | Water | King - Mary to Wellington | 1999 | 332 | 0 | 0 | 332 | 0 | 0 | 0 | | 0 | 3.82 |
| 263 | R | 4067909 | Sewer | Replacement of Aeration Blowers-Dundas WW | 1999 | 150 | 0 | 0 | 150 | 0 | 0 | 0 | | 0 | 3.52 |
| 258 | R | 4067904 | Sewer | Annual - Operational Improvements | N/A | 2,120 | 0 | 0 | 185 | 215 | 215 | 1,505 | | 0 | 3.52 |
| 213 | R | 4051988 | Water | Nash from Brampton to 230 m south (HB72V00 | 1999 | 125 | 0 | 0 | 125 | 0 | 0 | 0 | | 0 | 3.50 |

REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

1999 CAPITAL PROJECTS SORTED BY RATING - RATE PROGRAMS

**Appendix B**

| Page No. | C/R | Project No. | Prog | Project Description | Project Finish | Gross Cost ($000's) | External Revenues ($000's) | Dev Chg Cont'n ($000's) | Net Capital Spending 1999 ($000's) | 2000 ($000's) | 2001 ($000's) | 2002 - 2008 ($000's) | Nature of Funding | Annual Operating Costs ($000's) | Rating |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| (1) | (2) | (3) | (4) | (5) | (7) | (8) | (9) | (10) | (11) | (12) | (13) | (14) | (15) | (17) | (18) |
| 253 | R | 4061984 | Sewer | Arbour/Mud/Pritchard (Albion Falls Neighbourho | 1999 | 77 | 0 | 49 | 28 | 0 | 0 | 0 | | 0 | 3.36 |
| 212 | R | 4051987 | Water | Ferrie St. from Wellington to Emerald | 1999 | 157 | 0 | 0 | 73 | 84 | 0 | 0 | | 0 | 3.34 |
| 228 | R | 4057953 | Water | Annual - Operational Improvements (Outstation | N/A | 838 | 0 | 0 | 138 | 150 | 150 | 400 | | 0 | 3.34 |
| 225 | R | 4057903 | Water | Rewind 3 Pump Motors - High Lift Station | 2000 | 100 | 0 | 0 | 50 | 50 | 0 | 0 | | 0 | 3.25 |
| 257 | R | 4067903 | Sewer | Replace 4160V Feeder from Substation STP | 1999 | 150 | 0 | 0 | 150 | 0 | 0 | 0 | | 0 | 3.21 |
| 231 | R | 4057956 | Water | W-H2 - Replacement of Pump Suction/Dischar | 1999 | 60 | 0 | 0 | 60 | 0 | 0 | 0 | | 0 | 3.21 |
| 230 | R | 4057955 | Water | W-H5 - Replacement of Electrical Transformers | 1999 | 50 | 0 | 0 | 50 | 0 | 0 | 0 | | 0 | 3.21 |
| 229 | R | 4057954 | Water | Carlisle 2A - Well Pump Replacement | 1999 | 6 | 0 | 0 | 6 | 0 | 0 | 0 | | 0 | 3.21 |
| 224 | R | 4057902 | Water | Replace 4160/2200 V Cable - High Lift Station | 1999 | 65 | 0 | 0 | 65 | 0 | 0 | 0 | | 0 | 3.21 |
| 241 | R | 4061965 | Sewer | Shaver Road, Ancaster | 1999 | 175 | 0 | 175 | 0 | 0 | 0 | 0 | | 0 | 3.10 |
| 261 | R | 4067907 | Sewer | North Aeration System - Railings & Concrete | 2000 | 500 | 0 | 0 | 250 | 250 | 0 | 0 | | 0 | 3.04 |
| 223 | R | 4057901 | Water | Annual - Operational Improvements (Plant) | N/A | 836 | 0 | 0 | 146 | 50 | 50 | 590 | | 0 | 3.01 |
| 242 | R | 4061970 | Sewer | Annual - Minor Improvements | N/A | 14,248 | 0 | 0 | 927 | 929 | 976 | 11,416 | | 0 | 2.95 |
| 226 | R | 4057904 | Water | GAC Filtration at WTP - Feasability Study | 1999 | 50 | 0 | 0 | 50 | 0 | 0 | 0 | | 0 | 2.81 |
| 181 | R | 4051951 | Water | Whitton - King to Sterling/Whitton to 130m W | 1999 | 165 | 0 | 0 | 165 | 0 | 0 | 0 | | 0 | 2.72 |
| 196 | R | 4051966 | Water | Beechwood - Sherman to Lottridge | 1999 | 260 | 0 | 0 | 260 | 0 | 0 | 0 | | 0 | 2.43 |
| 198 | R | 4051970 | Water | Annual - Minor Improvements | N/A | 13,555 | 0 | 0 | 210 | 210 | 210 | 12,925 | | 0 | 2.24 |
| 175 | R | 4051944 | Water | Coin Operated Fill Stations | 1999 | 138 | 0 | 0 | 138 | 0 | 0 | 0 | | 0 | 2.10 |

# REGION OF HAMILTON-WENTWORTH

## - RECOMMENDATION -

4.

**DATE:** 1999 April 16
R. Duncan / D. Hull / B. O'Brien

**REPORT TO:** Joint City of Hamilton / Region of Hamilton-Wentworth
Committee of the Whole

**FROM:** Mr. A. Leitch
General Manager, Transportation, Operations & Environment

**SUBJECT:** Additional Adjustments to the 1999 HSR Operating Budget
(TRA99019)

**RECOMMENDATION:**

That the General Manager, Transportation, Operations & Environment be authorized to accelerate the implementation of the HSR 5-Year Business Plan, to achieve a reduction of $500,000, on an annualized basis, in the HSR 1999 Operating Budget, resulting in a transit levy of $27,333,080.

A.F. Leitch, P.Eng.

**FINANCIAL IMPLICATIONS:**

The majority of the changes will not be able to be implemented until September, 1999. Any shortfall between the annualized savings and the actual savings will be funded, on a one-time basis, from the HSR working funds reserve. There will be an associated revenue loss as a result of the service rationalizations. This will be identified in a report to Transportation Services Committee prior to implementation.

**STAFFING / LEGAL IMPLICATIONS:**

Undetermined staff reductions.

**SUSTAINABLE COMMUNITY IMPLICATIONS:**

**(Vision 2020, adopted by Regional Council as their vision for the future of Hamilton-Wentworth, embodies the concept of a sustainable community which is an equal balance of the economy, the environment, and social/health factors in all regional decision-making.)**

N/A

**BACKGROUND:**

The joint City of Hamilton / Region of Hamilton-Wentworth Budget Steering Committee, on 15 April 1999, directed that HSR prepare a report identifying how an additional reduction of $500,000 could be made to the 1999 Operating Budget.

**Budget Summary**

- The approved 1998 levy for HSR was $29,096,290.
- The submitted 1999 budget requested a levy of $28,248,080.
- Program changes to 1999 budget including: Direct Driving – scheduling/runcutting; Direct Driving – contract improvements; Direct Driving – restructuring 1999 Transit Service Plan; and Administrative Reorganization totaling $415,000 (annualized) reduced the requested levy to $27,833,080.
- An additional $500,000 annualized reduction in the HSR 1999 Operating Budget would further reduce the levy to $27,333,080.

This additional reduction of the 1999 HSR Operating Budget would require the acceleration of the implementation of short term options identified in the HSR Five year Business Plan. This would include a combination of further service level rationalization and a mandatory reduction in non-operating staffing complement, beyond normal attrition.

**Service Rationalization Options**

- Reduce or eliminate poor revenue/cost performance routes that do not meet approved service performance standards
- Reduction in late night service
- Reduction in Sunday service
- Reduction in frequency of service during late evening periods and on Sundays and Holidays.

**Staffing Complement**

- Mandatory reductions in non-operating staffing complement, beyond attrition, through elimination of positions and consolidation with City/Region.

A detailed implementation plan will be submitted to Transportation Services Committee.

RWD/DJH/cb

5.

# REGION OF HAMILTON-WENTWORTH

## - RECOMMENDATION -

**DATE:** 1999 April 16

**REPORT TO:** Chairman and Members
Committee of the Whole

**FROM:** A. F. Leitch, P. Eng., General Manager
Transportation, Operations, and Environment

**SUBJECT:** Implications of an Additional $500,000 Reduction in Road Maintenance (RDS99062)

**RECOMMENDATION:**

That Report RDS99062 be received for information.

A. F. Leitch, P. Eng.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

Assuming revenue generation of $140,000, service level reductions for savings of $360,000 would result in a further reduction of five FTE's at the City/Region and Stoney Creek, over and above the reduction of 18 FTE's (City) and one FTE (Region) contained in program reductions already recommended by Corporate Management Team and the Joint Budget Steering Committee.

**SUSTAINABLE DEVELOPMENT IMPLICATIONS:**

(Vision 2020, adopted by Regional Council as their vision for the future of Hamilton-Wentworth, embodies the concept of a sustainable community which is an equal balance of the economy, the environment, and social/health factors in all regional decision-making)

N/A

**BACKGROUND:**

At the Joint Budget Steering Committee meeting of 1999 April 15, staff were directed to report back on the implications of a further reduction in the operating levy for road maintenance in the amount of $500,000.

In order to properly set out the implications, it is critical to set the stage. The reduction packages already approved by the Joint Budget Steering Committee at the meeting of 1999 April 15 include:

- $310,000 for planted islands and medians, with a DPW&T staffing impact of up to six FTE's, but with no intended reduction in service level,

- $935,000 for benchmarked service modifications on Regional roads in the City, with a DPW&T staffing impact of 12 FTE's,

- $65,000 for productivity improvements and service level modifications on Regional roads outside of Hamilton, with a Regional Roads staffing impact of one FTE.

The result of these changes will be service levels which are intended to be at or above the Minimum Maintenance Standards for Municipal Highways and Bridges, which will likely be adopted as a Regulation under Municipal Act in the near future for all municipalities in Ontario, while at the same time, recognizing the requirement for higher standards in downtown areas, on escarpment crossings, and in dense urban areas.

The Region has a Snow Reserve with a current balance of $2.3M, but the winter experience to date in 1999 leads to the projection that the Snow Reserve will be fully depleted at year-end. Without the Snow Reserve to buffer the impacts of the above-noted service level modifications, there is a potential risk of either overspending in 1999, or having to make drastic mid-year adjustments to stay within budget, given that the year is one-third over already.

Having set the stage, an additional reduction of $500,000 in the road maintenance operating levy would be accomplished as follows:

- User pay for special events on the road allowance - $140,000. The potential revenues are reduced by $10,000 from the original submission because the Around the Bay Race and several smaller events have already been held. Approximately $45,000 of the funding is for Police Services for the Hamilton Air Show.

- Road Maintenance service level reductions - $360,000. This reduction would require an additional cut of five FTE's. Because the already-recommended reductions are intended to take service levels to a common reasonable and acceptable base Region-wide, the additional reductions would apply Region-wide rather than specifically in one or two municipalities. It is unknown at this time as to whether or not service levels would have to be reduced to below the minimum standards soon to be established by Regulation. The reductions would have to occur in safety, asset preservation, winter maintenance, or roadside/aesthetic activities.

tg/

6.

# ROYAL BOTANICAL GARDENS

I refer you to the presentation made by the delegation from RBG on Tuesday March 11,1999.

The comments made by Sharilyn J. Ingram, Director of Royal Botanical Gardens, were that reduced levels of service appear to be only the only viable responses to the proposed reduction in regional funding of 10%.

However, in virtually all areas of operation a reduced level of service results in decreased self-generated revenue, and thus the funding shortfall is made worse, not solved.

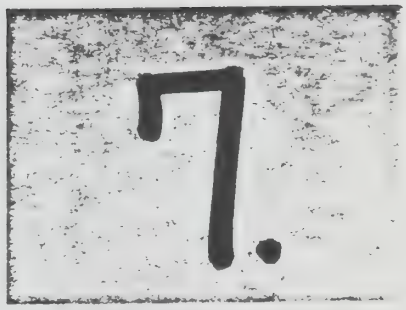
Finally, to respond to the current financial pressures upon the Region, the RBG Board is prepared to accept a reduction in funding of 3%(or $24,430) as equitable treatment. Furthermore, the RBG Board members have collectively undertaken to raise an equivalent amount through personal and direct fundraising, so that the people of this region would not suffer any decrease in level of service from RBG.

After being notified that the reduction would be a further .5% to 3.5% (or an additional $4,073) the RBG Board will raise the additional funds through personal and direct fund raising. The staff will reallocate expenses to those areas as to not lose services for the people of the region.

Ron Stuart CMA
Acting Manager, Financial Services

**1999 CURRENT BUDGET RECOMMENDATIONS**

**REGION OF HAMILTON-WENTWORTH**




| | REFERENCE MATERIAL | |
|---|---|---|
| | **TAB** | **PAGE NO.** |
| 1. That the recommended Program Changes (attached Page 3) in the amount of $4,353,540 be approved. | Program Changes | 227 - 229 |
| 2. That the one-time costs (attached Page 4) in the amount of $667,470 be approved and funded from 1998 realized capital gains. | March 25 | 11 – 12<br>14 |
| 3. That the New/Enhanced program (attached Page 5) for the Business Advisory Centre – Accommodation Assistance in the net levy amount of $35,000 be approved. | March 25 | 16 |
| 4. That the Supplementary Program Changes (#1 and #3) in the total amount of $2,156,360 be approved. | March 25 | Yellow Pages |
| 5. That the 1999 General Levy and Special Levies in the amount of $294,952,470 representing a 1.91% decrease from 1998 be approved. | | |

REGION OF HAMILTON-WENTWORTH

## OPERATING LEVY & CORPORATE FISCAL ISSUES

| | 1998 LEVY $ | 1999 LEVY $ | % CHANGE % | IMPACT ON TAX BILL $ | IMPACT ON TAX BILL % |
|---|---|---|---|---|---|
| **MAINTENANCE BUDGET** | 181,446,700 | 185,466,950 | 2.22% | 18.32 | 1.34% |
| **LESS:** RESTRUCTURING | | (1,009,390) | (0.56)% | (4.60) | (0.34)% |
| **ADD:** NEW / ENHANCED PROGRAMS | | 35,000 | 0.02% | 0.16 | 0.01% |
| **LESS:** RECOMMENDED PROGRAM CHANGES | | (4,353,540) | (2.40)% | (19.83) | (1.45)% |
| **SUBTOTAL** | | **180,139,020** | **(0.72)%** | **(5.96)** | **(0.43)%** |
| **LESS:** SUPPLEMENTARY PROGRAM CHANGES | | (2,156,360) | (1.19)% | (9.82) | (0.72)% |
| **TOTAL** | | **177,982,660** | **(1.91)%** | **(15.78)** | **(1.15)%** |
| **NET CAPITAL FINANCING** | 30,755,900 | 30,682,100 | (0.24)% | (0.34) | (0.02)% |
| **POLICE SERVICES** | 73,963,230 | 73,963,230 | 0.00% | 0.00 | 0.00% |
| **OUTSIDE BOARDS & AGENCIES (as submitted)** | 13,204,800 | 12,324,480 | (6.67)% | (4.01) | (0.29)% |
| **Adjustment for Education Tax Credit** | 1,338,000 | | N/A | (6.10) | (0.44)% |
| **TOTAL NET LEVY** | **300,708,630** | **294,952,470** | **(1.91)%** | **(26.22)** | **(1.91)%** |

REGION OF HAMILTON-WENTWORTH

## RECOMMENDED PROGRAM CHANGES

| No. | Dept. | Description | ANNUALIZED IMPACT | FTE'S | |
|---|---|---|---|---|---|
| 4 | Traffic | Reduce routine Sign Maintenance | (30,000) | 0.50 | |
| 9 | Roads | Prog. & Maint. (Private Sector Contract - Winter Operations) | (40,000) | | |
| 10 | Roads | Prog. & Maint. (Planted islands & medians, 100% private corp supp) | (310,000) | | |
| 11 | Roads | Prog. & Maint. (Road Maintenance - Benchmarked productivity improv.) | (935,000) | | |
| 12 | Roads | Prog. & Maint. (Productivity improv. Reg'l road maint.outside of Ham) | (65,000) | | |
| 13 | Transit | Direct Driving - scheduling/runcutting program | (150,000) | (3.00) | |
| 14 | Transit | Direct Driving - contract improvements | (75,000) | | |
| 15 | Transit | Direct Driving - restructuring 1999 Transit Service Plan | (40,000) | (1.00) | |
| 16 | Transit | Administrative Reorganization - Accounting/Human Resources | (150,000) | (3.00) | |
| 17 | Waste | Transfer Station Minimum Vehicle Fee - $5 | (500,000) | | |
| 18 | Waste | SWARU - Solid Waste Contracts - Waste Disposal | (445,000) | | |
| 21 | Social Serv. | Ontario Works (Administration - Mailing) | (20,000) | | |
| 22 | Social Serv. | Ontario Works (Admin - reduce Staff for amalgamated caseload needs) | (250,000) | (10.00) | |
| 23 | Social Serv. | Ontario Works (Overpayment Recoveries by ptnshp private agencies) | (100,000) | | |
| 24 | Social Serv. | Employment and Income Support - funding change | (37,000) | | |
| 25 | Social Serv. | Administrative Restructuring | (808,380) | (14.00) | REVISED |
| 26 | Health | Dental Services (Dental prevention) | (21,000) | (0.50) | |
| 27 | Health | Healthy Growth & Development (General Nursing, primary care prog.) | (52,000) | (1.00) | |
| 28 | Health | Healthy Growth & Development (General Nursing- Bd of Ed) | (26,000) | (0.50) | |
| 29 | Health | Environmental Health (Support Staff - CISS Program) | (20,000) | (0.50) | |
| 30 | Health | Communicable Disease Control (Support Staff - Vaccine Monitoring) | (39,000) | (1.00) | |
| 31 | Health | Environmental Health (Rabies Program) | (50,000) | (1.00) | |
| 32 | Health | Healthy Lifestyles (Tobacco Use & Substance Abuse Prevention) | (20,000) | | |
| 42 | Facilities | Court House - Reduce Building Repairs | (100,000) | | |
| 43 | Clerks | Information Desk | (70,160) | (1.50) | |
| **TOTAL RECOMMENDED PROGRAM CHANGES** | | | **(4,353,540)** | **(36.50)** | |

## SUPPLEMENTARY PROGRAM CHANGES APPROVED BY BSC

| | | | ANNUALIZED IMPACT | FTE'S |
|---|---|---|---|---|
| 1 | Financials | 3% Cut to Downloaded Services | (1,656,360) | |
| 3 | Financials | Reduce transfer to Working Funds Reserve | (500,000) | |
| **TOTAL SUPPLEMENTARY PROGRAM CHANGES APPROVED BY BSC** | | | **(2,156,360)** | **0.00** |
| 7 | Corp. Serv. | Regional Court House - Parking Services | (69,000) | |
| 8 | Roads | User Pay for Special Events on Road Allowances | (150,000) | |
| 9 | Health | Tobacco Control Act License Fee | (106,000) | |
| 10 | Health | Personal Services License Fee | (20,000) | |
| 11 | Health | Food Safety License Fee | (513,000) | |

**REGION OF HAMILTON-WENTWORTH**

**1999 CURRENT BUDGET**

**ONE-TIME ITEMS**

| DEPT/DIV | DESCRIPTION | NET AMOUNT $ |
|---|---|---|
| EcDev | Renaissance Community Initiative | 45,000 |
| Social Services | Y2K Funding Requirements | 376,000 |
| Info Technology | Peoplesoft Operating Costs for 1999 | 246,470 |
| | **Total** | 667,470 |

**REGION OF HAMILTON-WENTWORTH**

**1999 CURRENT BUDGET**

**NEW / ENHANCED PROGRAMS**

| DEPT/DIV | DESCRIPTION | NET LEVY IMPACT $ |
|---|---|---|
| BAC | Business Advisory Centre - Accommodation Assistance | 35,000 |

**Corporation City of Hamilton**
**And**
**Regional Municipality of Hamilton-Wentworth**

10.

# -INFORMATION REPORT-

**DATE:** 1999 April 13

**Report To:** Ms. Susan Reeder, Secretary
Budget Steering Committee

**From:** Ross L. Fair, General Manager
Community Services Division

**SUBJECT:** **Asset Management Programme, Recreation Facilities**
1999 Proposed Project: Bennetto Recreation Centre

**Ross L. Fair, General Manager Community Services Division**

## BACKGROUND:

During deliberation of the 1999-2008 Capital Budget at the meeting of The Budget Steering Committee on 1999 April 8, the capital submission for Asset Management Programme, Recreation Facilities 1999 Proposed Project: Bennetto Recreation Centre in the amount of $2,950,000 was deferred. Staff has been requested to report back on the details of the cost estimate and a reduction in the submission amount to include minimal capital requirements for the Bennetto Recreation Centre Asset Management proposal.

## DISCUSSION:

Council adopted the Asset Management approach in 1998 based on condition analysis of building systems, operational requirements and the total building approach. This was proposed to eliminate uncoordinated maintenance repairs and to avoid frequent service interruptions.

The following are the development options for Bennetto Recreation Centre:

### 1. Maintain the status quo:

By maintaining the status quo, the facility will continue to operate in its present condition but will further deteriorate and the potential of unplanned maintenance costs, service interruptions and inconvenience to patrons will increase.

**2. Delay the project until the corporate Facilities Strategic Plan is complete:**

The Corporation will be undertaking an analysis of all owned properties. Staff is anticipating the results of the study will confirm the need to maintain and redevelop Bennetto Recreation Centre in its current location.

Although staff is conscious of the corporate direction to evaluate service delivery and the potential of amalgamating services in Hamilton, the lack of available land to construct large multi-faceted facilities in the lower city is a major deterrent to this approach. It is a viable approach for new growth areas like the South Mountain.

In 1996 consideration was given to the option of relocating Bennetto to the Eastwood Park but the resulting loss of green space and the only baseball diamond in the neighborhood deterred staff from pursuing the option any further.

A short delay to enable completing the corporate Facilities Strategic Plan is a viable option as major operational failure is not likely. We must, however, caution that the vast majority of the recreation facilities are at, or beyond the normal life cycle of operation. Further delays may cause funding issues in future capital budgets.

**3. Commence with the project as proposed**

Bennetto Recreation Centre is a vital community service and will need to continue to exist in the community to provide affordable recreational services.

The inclusion of a library branch in this project is based on the strategic alliances in service delivery which is an advocated principle by Senior Management and will be further developed as a municipal direction for Council's consideration.

**Facility Condition Analysis:**

As per R.E. Winter Associates Technical background Report, August 1996

- Minor cracking in pool tank
- Pool not accessible
- No provision for a Family Change Room
- Slippery floors on pool deck and change rooms
- Spayed-on insulation to upper walls a roof structure is failing
- Areas are depressing and dark
- Some doors need replacement
- Insulation damaged and missing on rainwater pipe over gymnasium
- Chlorine room adjacent to air intake for change room ventilation. Previous leak resulted in air contamination
- No dehumidification in pool area
- Roof exhaust grills are corroded
- Pool system upgraded but associated piping is corroded
- No ventilation or environment controls in meeting rooms or pool
- Electrical system is substandard
- Fire alarm and emergency lighting are below standards
- PA system is not functioning and the installation is substandard
- Pool and lobby lighting levels are too low.

Based on an independent Roofing Condition Analysis Study, there is an immediate need to replace the roofing of the facility.

The cost estimates of replacing the building systems are as follows:

| | Elemental Cost Break-down: | | |
|---|---|---|---|
| | Mechanical | $ 382,000 | |
| | Electrical | $ 256,000 | |
| | Building envelop | $ 200,000 | |
| | Entrances and New Windows | $ 150,000 | |
| | New Roof | $ 285,000 | |
| | New Flooring | $ 130,000 | |
| | Painting | $ 30,000 | $ 1,433,000 |
| | Design | $ 174,000 | |
| | Contingency | $ 193,000 | $ 1,800,000 |
| | Family Change Rm./community space | $ 500,000 | $ 2,300,000 |

**Programming and Operational Considerations:**

An increasing public demand to integrate a "Family Change Room" in municipal pools both for barrier free access and the increasing parent / child of opposite gender participating in joint activities.

In reaching a wider group of users, who require universal access to the pool, there is a need to provide proper access to the pool, by means of a ramp, to better serve patrons with mobility difficulties.

To avoid the inconvenience of several shutdown periods to the patrons of the facility, and to achieve economies of scale staff is recommending that all the work be conducted at the same time.

Alternative programming space will be accommodated in the available community and church halls during the construction period, which is anticipated to begin in September 1999.

**The inclusion of a Library Branch:**

The location of Bennetto Recreation Centre and its proximity to the Picton Branch of the Hamilton Public Library had presented staff with an opportunity to amalgamate the services of both functions into one facility.

The Picton branch is located in a strip plaza (storefront) on James Street North and represents several operational issues:

- The facility is the only store that is open in the evening, which is a staff safety and security issue.

- The branch is a rented facility, which cost the Board approximately $25,000 per annum, plus utilities.

- The branch mainly services the school population and the recreational reading needs of the community.

By relocating the branch to the recreation facility, most of the issues will be resolved and, based on which operational options the Library Board negotiates with the Public School Board, may also result in operational savings.

In preliminary negotiations with the Hamilton Public School Board, it is apparent that in the case of including the library in the development, the Hamilton Public School Board would be more inclined to provide the land at no cost in exchange of services.

**Conclusion and Proposal for Cost Estimate Reduction:**

Since its construction in 1966 no major work was ever undertaken in the facility. Although operating safely, the electrical and mechanical systems have surpassed their efficient operating life cycle and need to be replaced.

In recent years this north-end facility, with more aggressive programming and community out-reach, has demonstrated increased number of patrons participating in both organized and drop-in activities and is anticipated to continue to attract more users.

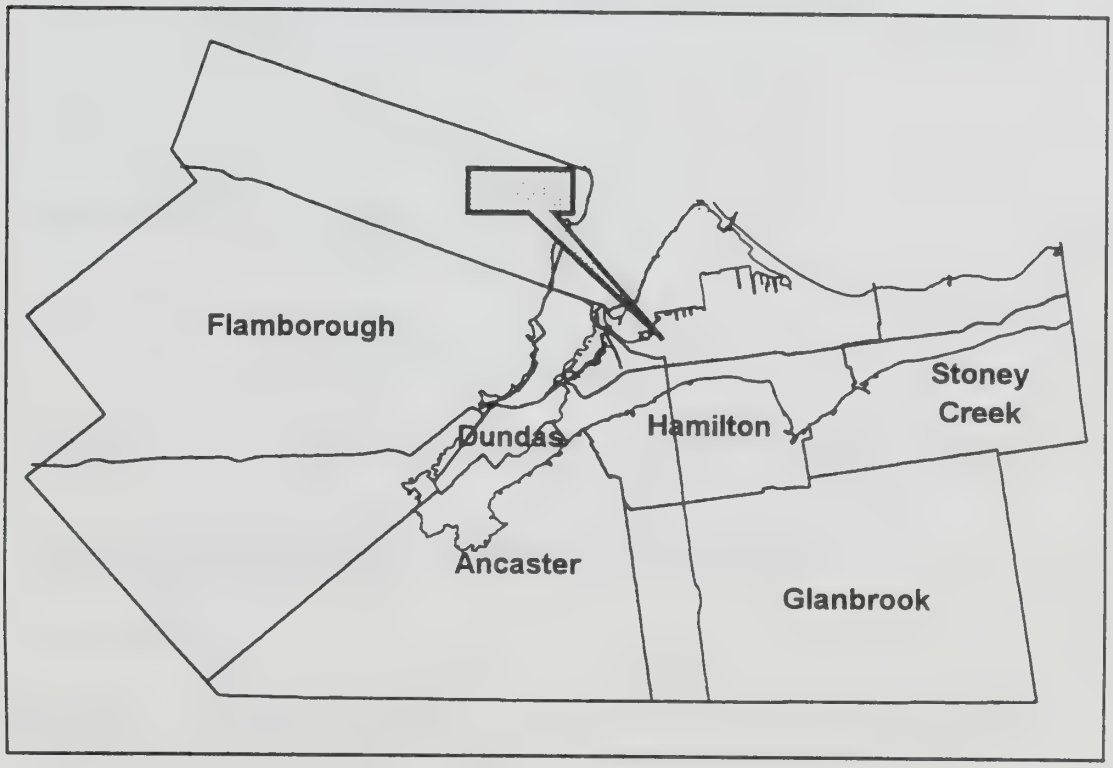
The only cost reduction option, although not advocated by staff, is to delete the library branch relocation. This option will reduce the budget by $ 650,000.

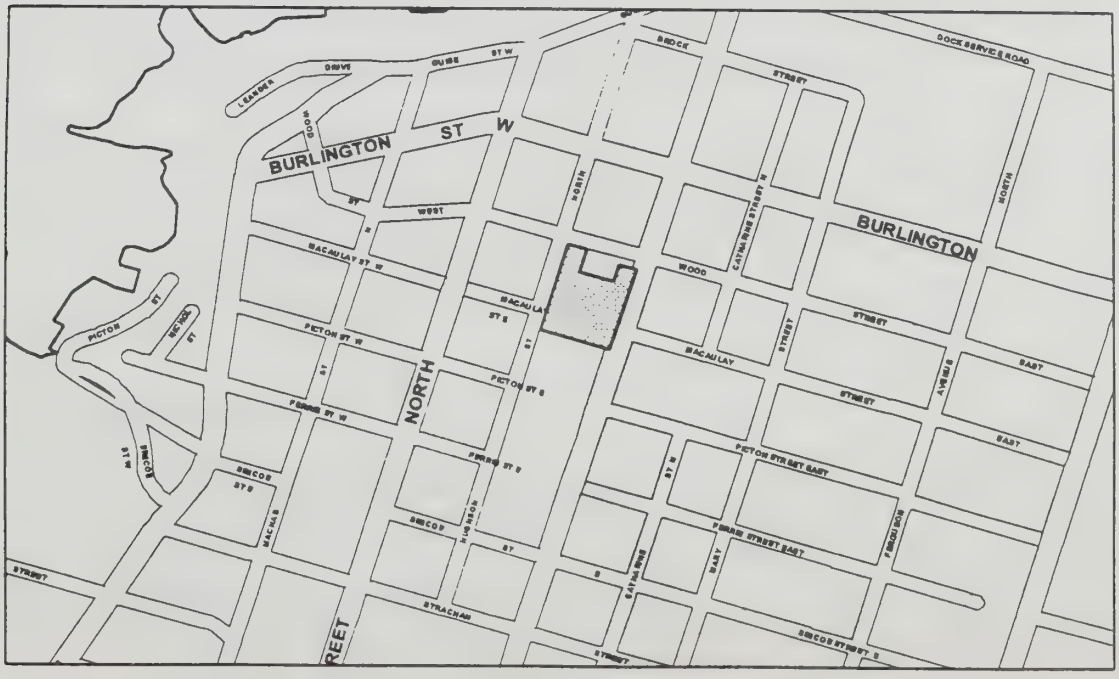
c.c. Don Kilpatrick, Acting CAO, Hamilton Public Library
Ken Duncliffe, Director, Culture and Recreation Department
Bob Desnoyers, Director, Facilities Management
Hoda W. Kayal, Coordinator of Planning and Design

CITY OF HAMILTON / REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
1999-2008 CAPITAL BUDGET PROJECT SUBMISSION FORM

**7. LOCATION MAP** **Project Number:** 0

**Project Name :** Benetto Recreation Centre



11.

# Corporation City of Hamilton
# and
# Regional Municipality of Hamilton-Wentworth

## - INFORMATION REPORT –

**DATE:** 12 April 1999

**REPORT TO:** Susan Reeder, Secretary
Budget Steering Committee

**FROM:** J.P. Bruzzese, General Manager
Corporate Services Division

**SUBJECT:** **West Avenue School – Capital Requirements (FAC99002)**

**James P. Bruzzese, General Manager of Corporate Services**

**BACKGROUND:**

During the deliberation of the 1999 – 2008 Capital Budget at the meeting of The Budget Steering Committee on 1999 April 8, the capital submission for West Ave. School in the amount of $431,000 submitted by Corporate Services Division was deferred. Staff has been requested to report back on the minimal capital requirements for West Avenue School pending completion of a Corporate Strategic Facilities Plan.

There are approximately 280 Corporately owned facilities (excludes Dundas, Ancaster, Glanbrook, Flamborough, Stoney Creek) within the Region. Throughout 1999, Facilities Management Department will compile information on these facilities in order to return to Council with a Strategic Facilities Plan and the appropriate recommendations. The Plan will look at ownership options, facility usage and projected facility requirements for the Corporation.

**Existing Conditions**

The West Avenue School building as it exists is composed of a circa 1900's two storey building with two additions; one in 1921 and the latest in 1952.

The structure has been declared a historic building.

Additional leasehold improvements including the upgrading of electrical services, installation of air conditioning, lighting improvements, barrier free access and office construction was completed by the current tenant, The Social Planning & Research Council of Hamilton, in 1993.

The current lease expires in approximately four years (2003).

Lease revenue received by the City is approximately $44,000 per year.

Operating costs for 1998 were approximately $44,340.

Staff of the Facilities Management Department, who are responsible for the operations and maintenance of the facility, conducted a condition audit of the heating system and roofing structures in 1997.

**Conclusion**

The existing heating system piping and radiators are substandard with only manual temperature control and questionable integrity. The cast iron radiators date back to 1921 and have exceeded their expected service life. An increasing number of failures of these systems will be experienced in the future. This past winter a failure within this system resulted in steam vapors saturated with water treatment chemicals, to be dispersed throughout the occupied spaces of the building, which caused extreme discomfort to the occupants. Remedial repairs were made and follow up air sampling by an independent consultant determined that air quality was acceptable.

The existing boiler is a gas fired, low-pressure steam boiler that is approximately 30 years old and has reached the end of its expected service life. Increasing maintenance costs, lower than acceptable operating efficiency and questionable reliability warrant the boiler replacement. This past winter a failure of three of the internal boiler tubes resulted in several days of downtime in order to furnish the necessary repairs. During this time, the building was without heat. An increasing number of similar failures will be experienced in the future.

The chimney for the exhaust gases from the boiler is part of the 1900 building and does not appear to have a liner. This cannot continue to be utilized without a liner. In addition, the structural integrity of the masonry is questionable and requires further investigation to determine if it should be retained.

The facility is comprised of eight roof elevations. Three of the eight roof sections are in fair to good condition and only require minor, routine maintenance.

The flat roof section at the rear of the school has completely failed. The concrete roof deck, vapor barrier and insulation are wet. There are blisters throughout and evidence of numerous repairs. The perimeter scuppers around this roof section have completely rotted and the roof is completely rotted throughout.

The 'peaked' slate schoolhouse roof has rotten fascia, soffits, eaves and rainwater leaders. There have been extensive repairs made to the slate roof over the years and there is evidence of recent and extensive leaking throughout. A small adjoining roof section requires repairs to the mastic and there is evidence of deteriorating steel.

**Consultants Recommendations**

The complete heating system including the boiler should be replaced.

The new system should be a hot water hydronic system which will offer better temperature control and offers higher over-all efficiency than steam.

A liner should be installed in the chimney and the masonry repaired.

Replace the flat roof system and slate roof system immediately.

**Minimum Requirements**

Pending the development of a strategic facilities plan to determine the future use and ownership of West Avenue School and/or to find alternative accommodations for the existing tenant, the owner (City) has an obligation to ensure that the basic infrastructure of the facility performs as intended. The condition audits completed in 1997 identified the requirements in order to meet this expectation.

Notwithstanding the above, the following minimum requirements should be addressed immediately assuming that the City will continue to own this building for at least the next 12 months and the current tenant will continue to occupy the facility:

- install the necessary chimney liner and repair the masonry. $25,000
- replace/repair faulty steam traps and vents. $10,000
- repair any leaking roof sections. $15,000

Although the above referenced repairs, once completed, will address some of the immediate concerns, the overall reliability of the heating system will continue to be questionable. The slate roof and flat roof at the rear (west) will continue to require on-going repairs. The rotten soffits and fascia will continue to permit vermin to enter the facility.

These issues will be addressed on an on-going basis as required.

/rd

CITY OF HAMILTON / REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH
1999-2008 CAPITAL BUDGET PROJECT SUBMISSION FORM

7. LOCATION MAP **Project Number:** 33

**Project Name :** West Avenue School - Retrofit Heating System




BARTON
NORTH
STREET
VICTORIA
EAST
WENTWORTH
BARTON
STREET
NORTH
STREET
STREET
STREET

# CITY OF HAMILTON

## -INFORMATION-

12.

**DATE:** 1999 April 16

**REPORT TO:** J. Schatz, Secretary
Committee of the Whole

**FROM:** D. Lobo, Commissioner
Department of Public Works & Traffic

**SUBJECT:** **1999 Proposed Road and Sidewalk Capital Improvement Program**

**BACKGROUND:**

The Draft 1999-2008 Capital Budget makes a provision in the amount of $6,760,000 for the reconstruction of roads and sidewalks in the City in 1999 (see attached Schedule A).

Council on January 26, 1999 in adopting Item 29 of the First Report of the Transport and Environment Committee authorized the Commissioner of Transportation on an interim basis to proceed with the calling of tenders for a portion of the Program in an amount not to exceed $3,000,000. The projects which received interim approval were Dundurn Street South between Aberdeen Avenue and the south end, East 44th Street between Fennell Avenue and Mohawk Road and the Hot-in-Place asphalt recycling at various locations.

In order to meet the net capital spending guidelines for 1999, the proposed road and sidewalk program had to be reduced by $1.76 million to $5.0 million in accordance with the Council approved project ranking criteria. Staff from the Streets Division have met with staff from the Roads and Environmental Divisions and are recommending that priority be assigned to Section B – Sidewalks Only, Section C Miscellaneous and the following projects in A-Roads and Abutting Sidewalks, Beechwood Avenue, Sherman to Lottridge, Elcho Street from Wycliffe to Inverness and Knyvet Avenue from Highcliffe to Inverness to achieve the $5,000,000 target.

If additional funds in the amount of $1,700,000 were made available, the next order of construction priority from Section A would be as follows:

| | |
|---|---|
| Adeline Avenue from Main to Britannia | $494,000 |
| Delevan Crescent from Seven Oaks to Seven Oaks | $226,000 |
| Duncombe Avenue from Seven Oaks to Holt | $336,000 |
| Edith Avenue from Broker to Nova | $478,000 |
| Ferndale Avenue from Dunkirk to Dundonald | $320,000 |

RPM/rb
Attachment

# CITY OF HAMILTON
# 1999 ROAD AND SIDEWALK IMPROVEMENT PROGRAMME

## A. Roads and Abutting Sidewalks

| STREET | FROM | TO | COMMENTS | ESTIMATE |
|---|---|---|---|---|
| Adeline Avenue | Main | Britannia | -road reconstruction-sidewalk reconstruction-both sides -in conjunction with Regional sewer work | $494,000 |
| Beechwood Avenue | Sherman | Lottridge | -road reconstruction-sidewalk reconstruction-both sides-in conjunction with Regional sewer and watermain work | $411,000 |
| Delevan Crescent | Seven Oaks | Seven Oaks | -road reconstruction-sidewalk reconstruction-both sides -in conjunction with Regional watermain work | $226,000 |
| Duncombe Avenue | Seven Oaks | Holt | -road reconstruction-sidewalk reconstruction-both sides -in conjunction with Regional sewer and watermain work | $336,000 |
| *Dundurn Street | Aberdeen | South end | -road reconstruction-sidewalk reconstruction-both sides -in conjunction with Regional sewer and watermain work | $682,000 |
| *East 44th Street | Fennell | Mohawk | -road reconstruction-sidewalk reconstruction-both sides -in conjunction with Regional sewer and watermain work | $867,000 |
| Edith Avenue | Broker | Nova | -road reconstruction-sidewalk reconstruction-both sides -in conjunction with Regional sewer and watermain work | $478,000 |
| Elcho Street | Wycliffe | Inverness | -road reconstruction-sidewalk reconstruction-both sides -in conjunction with Regional sewer and watermain work | $ 88,000 |
| Ferndale Avenue | Dunkirk | Dundonald | -road reconstruction-sidewalk reconstruction-both sides | $320,000 |

A. **Roads and Abutting Sidewalks - continued**

| STREET | FROM | TO | COMMENTS | ESTIMATE |
|---|---|---|---|---|
| Knyvet Avenue | Highcliffe | Inverness | -road reconstruction-sidewalk reconstruction<br>-both sides-in conjunction with Regional sewer and watermain work | $253,000 |
| | | **TOTAL A** | | **$4,155,000** |

B. **Sidewalks Only**

| STREET | FROM | TO | COMMENTS | ESTIMATE |
|---|---|---|---|---|
| Concession Street | Upper Sherman | Upper Gage | -sidewalk reconstruction-both sides –in conjunction with Regional sewer and watermain work | $168,000 |
| Upper Wellington Street | Concession | Brucedale | -sidewalk reconstruction | $255,000 |
| Armstrong Avenue | Glengrove | Hayes | -sidewalk reconstruction | $119,000 |
| Fennell Avenue | West 5th | Garth | -sidewalk reconstruction | $161,000 |
| Hayes Avenue | Bingham | Armstrong | -sidewalk reconstruction | $ 49,000 |
| London Street | King | Lawrence | -sidewalk reconstruction | $ 61,000 |
| | | **TOTAL B** | | **$813,000** |

C. **Miscellaneous**

| DESCRIPTION | ESTIMATE |
|---|---|
| Catch basin and drain connections in conjunction with Regional sewer projects | $ 10,000 |
| Pavement Management System - annual update | $ 40,000 |
| Streetlighting - various locations | $ 300,000 |
| *Hot-in-place asphalt recycling - various locations | $1,374,000 |
| Tree planting in conjunction with reconstruction projects | $ 68,000 |
| **TOTAL C** | **$1,792,000** |
| **GRAND TOTAL** | **$6,760,000** |

D. **Supplementary List - Streets may be done in the order listed if residual funds are available**

| STREET | FROM | TO | COMMENTS | ESTIMATE |
|---|---|---|---|---|
| West 1st Street | Fennell | Richwill | -road reconstruction-sidewalk reconstruction -both sides-in conjunction with Regional sewer and watermain work | $673,000 |
| Stewartdale | Greenhill | Montrose | -road reconstruction-sidewalk reconstruction-both sides -in conjunction with Regional watermain work | $467,000 |
| Gledhill Crescent | Galt | Brigadoon | -sidewalk reconstruction-both sides | $153,000 |
| Hester Street | Upper James | Upper Wellington | -road reconstruction-sidewalk reconstruction-both sides -in conjunction with Regional watermain work | $569,000 |
| East 33rd Street | Fennell | Brucedale | -road reconstruction-sidewalk reconstruction-both sides | $176,000 |
| | | **TOTAL D** | | **$2,038,000** |

* Projects proposed to be tendered early in 1999 totalling $3,000,000

99 01 21

# CITY OF HAMILTON

## - RECOMMENDATION -

12.

**DATE:** 1999 April 12

**REPORT TO:** J. J. Schatz
Secretary
City of Hamilton Committee of the Whole

**FROM:** Susan K. Reeder
Secretary
Joint City/Region Budget Steering Committee

**SUBJECT:** 1999 Capital Budget – City of Hamilton

**RECOMMENDATION:**

(a) That the provision for the City of Hamilton capital levy with specific reference to the "Pay-As-You-Go" policy, be maintained at a two million dollar capital levy in 1999, a three million dollar capital levy in 2000, a four million dollar capital levy in 2001, a five million dollar capital levy in 2002, a six million dollar capital levy in 2003, a seven million dollar capital levy in 2004, an eight million dollar capital levy in 2005, a nine million dollar capital levy in 2006, and a ten million dollar capital levy in 2007 and 2008; and,

(b) That the total City of Hamilton funding envelope, as outlined in Schedule "A", Section (3), attached herewith, for the years 1999 through 2008 be set at 1999 for $21.131 million, 2000 for $20.744 million, 2001 for $21.981 million and 2002-2008 for $182.671 million to stay within the guidelines established by the Budget Steering Committee regarding Capital Budget debt charges impact to Current Budget for 1999 at 0% and that the debt charges for 2000 to 2008 be established at an increase of 1% annually; and,

(c) That the City of Hamilton 1999 Capital Budget as outlined on Schedule "B", pages 1 and 2, attached herewith, be approved at $21.131 million (net cost) as presented in rank order, with the exception of the following projects to be reviewed by Committee of the Whole for alternative options to funding specified components of the Projects:

(i) Line 10 – Project #63 – Asset Management Recreation Centre - $2.950 million

(ii) Line 13 – Project #31 – West Avenue School Retrofit Heating System - $431,000

(d) That Project #114, Line 40, Schedule B – Commercial Improvement Program - $120,000 be funded from the 1999 Capital Budget with savings to be realized in the Committee of the Whole review of funding specified components of Projects #63 and #31; and,

(e) That the balance of Capital Projects Page 3 through Page 9 be reviewed by the Senior Management Team for consideration of a Capital Forecast Plan for the year 2000 through 2008 before December 31, 1999; and,

(f) (i) That the 1999 projects be approved for implementation as outlined on Schedule "B" – Page 1 and 2 – as revised – indicating the method of financing, and that the originating Divisional General Managers be directed to proceed with these projects; and,

(ii) That the Corporate Counsel be authorized to prepare the appropriate by-laws for Projects marked "DEB" (Schedule "B" – Page 2 – Column 15) with debenture financing in the total amount of $11,065,000; and

(iii) That the Regional Municipality of Hamilton-Wentworth be requested to consent to the issuance of debentures for a term not to exceed ten years as required for the above Projects noted in (ii) requiring debenture financing for the year 1999.

Susan K. Reeder

**BACKGROUND:**

The Joint City/Region Budget Steering Committee at its meeting held Thursday, April 8, 1999 approved the above noted recommendation for presentation to a Special Committee of the Whole meeting to be held on Thursday, April 15th, 1999.

With respect to the Committee's approval of the 1999 Capital Budget for the City of Hamilton, it was agreed that further information would come forward to the Committee of the Whole meeting to breakout the costs for two of the Capital Budgets being recommended for funding – namely:

(a) Project #63 – Asset Management Recreation Centre - $2.950 million

(b) Project #31 – West Avenue School Retrofit Heating System - $431,000

For the information of members of City Council, it was the view of the Budget Steering Committee (City members) that savings to be realized from deliberations by Committee of the Whole in reducing the specified expenditures in the above noted projects, would be used to include and fund Project #114 – Commercial Improvement Program in the amount of $120,000.

The Corporation of the City of Hamilton

# 1999-2008 CAPITAL BUDGET - FINANCING PLAN

**Schedule "A"**

**For Consideration of the Joint City/Region Budget Steering Committee**

(Thousands of Dollars)

| NATURE OF FINANCING (1) | Net Cost (Gross Cost less External Revenue) Total (2) | 1999 (3) | 2000 (4) | 2001 (5) | 2002-2008 (6) | Reserve Balance 31-Dec-98 (7) |
|---|---|---|---|---|---|---|
| **(1) Capital Budget as Requested** | | | | | | |
| Reserves and Reserve Funds: | | | | | | |
| Reserve for Capital Project | 1,440 | 420 | 220 | 100 | 700 | 1,494 |
| Reserve for Development Charges | 18,242 | 850 | 790 | 805 | 15,797 | 4,938 |
| Reserve for Property Purchase | 1,800 | | 200 | 200 | 1,400 | 4,434 |
| Reserve for Red Hill Creek Development | 2,465 | 600 | 600 | 600 | 665 | 2,599 |
| Reserve for City's Share of Unsubdivided Land | 5,950 | 800 | 500 | 550 | 4,100 | 2,014 |
| Reserve for 5% Park Dedication | 5,400 | 400 | 300 | 300 | 4,400 | (189) |
| Reserve for Off-Street Parking | 4,956 | 510 | 865 | 545 | 3,036 | (2,859) |
| Reserve for Replacement of Mobile Equipment | 32,958 | 2,581 | 2,742 | 3,034 | 24,601 | 5,125 |
| Reserve for HECFI - Various | 8,425 | 2,055 | 720 | 1,040 | 4,610 | 2,539 |
| Sub-total | 81,636 | 8,216 | 6,937 | 7,174 | 59,309 | 20,095 |
| Capital Levy: | 64,000 | 2,000 | 3,000 | 4,000 | 55,000 | |
| Sub-total | 145,636 | 10,216 | 9,937 | 11,174 | 114,309 | |
| Debenture Issuance (External / Internal) | 187,325 | 21,156 | 27,444 | 22,857 | 115,868 | |
| Total Financing Required | 332,961 | 31,372 | 37,381 | 34,031 | 230,177 | |
| Impact on Current Budget for Debt Increases - Annual Average | 4.16% | 0.00% | 18.24% | 21.73% | 0.38% | |
| Impact on Current Budget Levy - Annual Average | 6.14% | 0.00% | 2.30% | 3.15% | 0.68% | |
| Impact on Current Budget Levy for Operating Expenditure | | 0.34% | | | | |
| **(2) Less Capital Projects Cancelled or Reduced** | | | | | | |
| Projects Reduced | (2,060) | (2,060) | | | | |
| Project Cancelled | (400) | (400) | | | | |
| Projects Transferred to 2000 For Further Review | 0 | (7,781) | 7,781 | | | |
| | (2,460) | (10,241) | 7,781 | 0 | 0 | |
| **(3) Capital Budget as Recommended** | | | | | | |
| Reserves, Reserve Funds & Capital Levy (as above): | 145,636 | 10,216 | 9,937 | 11,174 | 114,309 | |
| Debenture Issuance (External / Internal) | 100,891 | 10,915 | 10,807 | 10,807 | 68,362 | |
| Total Financing Required | 246,527 | 21,131 | 20,744 | 21,981 | 182,671 | |
| Impact on Current Budget for Debt Increases - Annual Average | 0.90% | 0.00% | 1.00% | 1.00% | 1.00% | |
| Impact on Current Budget Levy - Annual Average | 0.11% | 0.00% | 0.12% | 0.12% | 0.13% | |
| Impact on Current Budget for Operating Expenditure | | 0.16% | | | | |

The Corporation of the City of Hamilton

# 1999-2008 CAPITAL BUDGET PROGRAM

Schedule "B"

## PROJECTS BY YEAR & RANK ORDER

(Thousands of Dollars)

For Consideration of the Joint City/Region Budget Steering Committee

| Line No (1) | C / R (2) | PROJ NO. (3) | DEPT (4) | PROJECT DESCRIPTION (5) | PROJECT Start (6) | PROJECT Finish (7) | Gross Cost (8) | EXT. Revenue (9) | D.C. (10) | NET SPENDING 1999 (11) | 2000 (12) | 2001 (13) | 2002-08 (14) | Nature Of Funding (15) | Annual Debt Charges (16) | Annual Operating Cost (17) | RANK (18) | NET CUMUL TOTAL (19) |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | **1999** | | | | | | | | | | | | | | |
| | | | | **FUNDED BY SPECIFIC RESERVES:** | | | | | | | | | | | | | | |
| 1 | C | 900 | PW&T | DRIVE CLEAN PROGRAM | 1999 | 1999 | 95 | | | 95 | | | | RRME | | | 8.165 | 95 |
| 2 | C | 970 | PW&T | PLAYSTRUCTURE REDEVELOPMENT | 1999 | 1999 | 429 | 29 | | 400 | | | | RPL | | 12 | 6.302 | 495 |
| 3 | C | 670 | CC | VEHICLE / APPARATUS REPLACEMENT | 1999 | 1999 | 141 | | | 141 | | | | RRME | | 0 | 5.372 | 636 |
| 4 | C | 171.0 | PS | PAVING AND RETROFIT OF CARPARKS | 1999 | 1999 | 200 | | | 200 | | | | ROSP | | 3 | 3.526 | 836 |
| 5 | C | 172.0 | PS | CARPARK # 37 AND # 68 RETROFIT | 1999 | 1999 | 80 | | | 80 | | | | ROSP | | 10 | 3.392 | 916 |
| 6 | C | 152.0 | PW&T | CITY'S SHARE OF SERVICES THROUGH UNSUBDIVIDED LA | 1999 | 1999 | 1,200 | | | 1,200 | | | | RSTUL/RDC | | 19 | 3.259 | 2,116 |
| 7 | C | 960 | PW&T | VEHICLE REPLACEMENT PROGRAM | 1999 | 1999 | 2,345 | | | 2,345 | | | | RRME | | | 3.006 | 4,461 |
| 8 | C | 157.0 | HECFI | COPPS COLISEUM - SCOREBOARD REPLACEMENT | 1999 | 1999 | 1,000 | | | 1,000 | | | | RCP-II | | (40) | 2.680 | 5,461 |
| 9 | C | 161.0 | HECFI | HAMILTON PLACE - REPLACEMENTS & RENOVATIONS | 1999 | 1999 | 200 | | | 200 | | | | RES-IIP | | 0 | 2.590 | 5,661 |
| 10 | C | 160.0 | HECFI | HCC & CC - VARIOUS EQUIPMENT REPLACEMENTS | 1999 | 1999 | 55 | | | 55 | | | | RCP-II | | 0 | 2.590 | 5,716 |
| 11 | C | 158.0 | HECFI | HAMILTON PLACE - GREAT HALL SEATING | 1999 | 1999 | 450 | | | 450 | | | | RES-IIP | | 0 | 2.590 | 6,166 |
| 12 | C | 159.0 | HECFI | HAMILTON PLACE - REPLACEMENT OF CARPET | 1999 | 1999 | 350 | | | 350 | | | | RES-IIP | | 0 | 2.590 | 6,516 |
| 13 | C | 169.0 | PS | ELECTRONIC PARKING METER EXPANSION AND REPLACE | 1999 | 1999 | 80 | | | 80 | | | | ROSP | | 2 | 2.473 | 6,596 |
| 14 | C | 115.0 | PW&T | RED HILL VALLEY - RECREATION AND OPEN SPACE | 1999 | 1999 | 600 | | | 600 | | | | RRHCD | | 55 | 2.433 | 7,196 |
| 15 | C | 170.0 | PS | PAY, DISPLAY AND P.O.F. EQUIPMENT REPLACEMENT | 1999 | 1999 | 150 | | | 150 | | | | ROSP | | 10 | 2.140 | 7,346 |

The Corporation of the City of Hamilton

# 1999-2008 CAPITAL BUDGET PROGRAM

Schedule "B"

## PROJECTS BY YEAR & RANK ORDER

(Thousands of Dollars)

For Consideration of the Joint City/Region Budget Steering Committee

| Line No (1) | C/R (2) | PROJ NO (3) | DEPT (4) | PROJECT DESCRIPTION (5) | PROJECT Start (6) | PROJECT Finish (7) | Gross Cost (8) | EXT. Revenue (9) | D.C. (10) | NET SPENDING 1999 (11) | 2000 (12) | 2001 (13) | 2002-08 (14) | Nature Of Funding (15) | Annual Debt Charges (16) | Annual Operating Cost (17) | RANK (18) | NET CUMUL TOTAL (19) |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | **1999** | | | | | | | | | | | | | | |
| | | | | **FUNDED BY GENERAL RESERVE (RESERVE FOR CAPITAL PROJECTS), CAPITAL LEVY & DEBENTURE:** | | | | | | | | | | | | | | |
| 1 | C | 30 | CORS | ASBESTOS MANAGEMENT PROGRAM | 1999 | 1999 | 300 | 150 | | 150 | | | | RCP | | | 8.845 | 7,496 |
| 2 | C | 10 | CORS | CONSULTING/LEGAL SERVICES HAMILTON HYDRO TRAN | 1999 | 1999 | 250 | | | 250 | | | | CL | | | 7.732 | 7,746 |
| 3 | C | 910 | PW&T | DOWNTOWN HAMILTON IMPROVEMENT PLAN - PHASE III | 1999 | 1999 | 2,350 | 200 | | 2,150 | | | | CL/DEB | 226 | 44 | 7.702 | 9,896 |
| 4 | C | 490 | CORS | ELECTRICAL DEREGULATION VARIOUS FACILITIES | 1999 | 1999 | 50 | 25 | | 25 | | | | RCP | | | 7.692 | 9,921 |
| 5 | C | 690 | COMS | INTL CHILDREN'S GAMES MILLENNIUM FESTIVAL | 1999 | 2000 | 1,900 | 1,600 | | 300 | | | | CL | | | 7.659 | 10,221 |
| 6 | C | 20 | CORS | CENTRAL UTILITIES PLANT - Y2K MITIGATION | 1999 | 1999 | 170 | | | 170 | | | | RCP | | (15) | 7.575 | 10,391 |
| 7 | C | 60 | CORS | COPPS / CENTRAL LIBRARY MAJOR OVERHAUL OF EQUIP. | 1999 | 1999 | 235 | | | 235 | | | | CL | | 0 | 7.412 | 10,626 |
| 8 | C | 990 | PW&T | TRAFFIC SIGN REPLACEMENT | 1999 | 1999 | 75 | | | 75 | | | | RCP | | | 7.238 | 10,701 |
| 9 | C | 1000 | PW&T | TRAFFIC SIGNAL MODERNIZATION | 1999 | 1999 | 64 | | | 64 | | | | CL | | | 7.182 | 10,765 |
| 10 | C | 630 | COMS | ASSET MANAGEMENT RECREATION CENTRES | 1999 | 1999 | 2,950 | | | 2,950 | | | | DEB | 396 | 53 | 6.975 | 13,715 |
| 11 | C | 610 | COMS | ASSET MANAGEMENT FIRE STATIONS | 1999 | 1999 | 700 | | | 700 | | | | DEB | 94 | | 6.885 | 14,415 |
| 12 | C | 640 | COMS | RISK MANAGEMENT - VARIOUS FACILITIES | 1999 | 1999 | 360 | | | 360 | | | | CL | | 0 | 6.885 | 14,775 |
| 13 | C | 310 | CORS | WEST AVENUE SCHOOL - RETROFIT HEATING SYSTEM | 1999 | 1999 | 431 | | | 431 | | | | DEB | 58 | (3) | 5.899 | 15,206 |
| 14 | C | 940 | PW&T | CITY'S SHARE OF LOCALS - RESIDENTIAL | 1999 | 1999 | 250 | | | 250 | | | | CL | | | 5.635 | 15,456 |
| 15 | C | 1020 | PW&T | INVENTORY CONTROL SOFTWARE | 1999 | 1999 | 75 | | | 75 | | | | CL | | | 5.522 | 15,531 |
| 16 | C | 920 | PW&T | PARK DEVELOPMENT AND REDEVELOPMENT | 1999 | 1999 | 600 | | | 600 | | | | RDC/DEB | 40 | 44 | 5.435 | 16,131 |
| 17 | C | 950 | PW&T | ROADWAYS & SIDEWALKS RECONSTRUCTION PROGRAM | 1999 | 1999 | 5,000 | | | 5,000 | | | | DEB | 671 | | 5.275 | 21,131 |
| 18 | | | | **Sub-total 1999 Capital Budget** (NET COSTS - 21,131 ) | | | 23,135 | 2,004 | 0 | 21,131 | 0 | 0 | 0 | | 1,485 | 194 | | |

The Corporation of the City of Hamilton

# 1999-2008 CAPITAL BUDGET PROGRAM

Schedule "B"

## PROJECTS BY YEAR & RANK ORDER

(Thousands of Dollars)

For Consideration of the Joint City/Region Budget Steering Committee

| Line No (1) | C/R (2) | PROJ NO. (3) | DEPT (4) | PROJECT DESCRIPTION (5) | PROJECT Start (6) | PROJECT Finish (7) | Gross Cost (8) | EXT. Revenue (9) | D.C. (10) | NET SPENDING 1999 (11) | 2000 (12) | 2001 (13) | 2002-08 (14) | Nature Of Funding (15) | Annual Debt Charges (16) | Annual Operating Cost (17) | RANK (18) | NET CUMUL. TOTAL (19) |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | **FOLLOWING 1999 PROJECTS ARE BELOW THE CUT OFF POINT AND ARE NOT FUNDED. THESE PROJECTS WILL BE REVIEWED ALONG WITH NEXT YEAR'S PROJECTS:** | | | | | | | | | | | | | | |
| 1 | C | 10.0 | CORS | BIG SISTERS - 52 & 56 CHARLTON - RE-ROOFING | 1999 | 1999 | 75 | | | 75 | | | | | | 0 | 5.232 | 21,206 |
| 2 | C | 81.0 | CP&D | DIGITAL IMAGING OF ZONING MAPS | 1999 | 1999 | 300 | | 75 | 225 | | | | | | (50) | 5.196 | 21,506 |
| 3 | C | 66.0 | COMS | LIGHTING AND PARKING LOT REPAIRS | 1999 | 1999 | 500 | | | 500 | | | | | | 20 | 5.099 | 22,006 |
| 4 | C | 116.0 | PW&T | PARKING LOT & PATHWAY REPAIRS - VARIOUS | 1999 | 1999 | 250 | | | 250 | | | | | | 0 | 5.099 | 22,256 |
| 5 | C | 154.0 | PW&T | RAILWAY CROSSING - HI RAIL INSTALLATION | 1999 | 1999 | 61 | | | 61 | | | | | | | 4.786 | 22,317 |
| 6 | C | 5.0 | CORS | EMERGENCY LIGHTING / ALARM SYSTEM / P.A. SYSTEM | 1999 | 1999 | 100 | | | 100 | | | | | | (25) | 4.459 | 22,417 |
| 7 | C | 13.0 | CORS | SECOND APPARATUS DOOR AT TWO FIRE STATIONS | 1999 | 1999 | 90 | | | 90 | | | | | | 1 | 4.379 | 22,507 |
| 8 | C | 82.0 | CP&D | INTEGRATED MANAGEMENT AND TRACKING SYSTEM | 1999 | 1999 | 300 | | 75 | 225 | | | | | | (150) | 4.282 | 22,807 |
| 9 | C | 4.0 | CORS | ACCOMODATION & MAJOR RETROFIT-CORP. FACILITIES | 1999 | 1999 | 615 | 307 | | 308 | | | | | | (67) | 4.236 | 23,115 |
| 10 | C | 101.0 | PW&T | MAINTENANCE OF CITY'S PARKING LOTS | 1999 | 2008 | 50 | | | 50 | | | | | | | 4.186 | 23,165 |
| 11 | C | 62.0 | COMS | ASSET MANAGEMENT HAMILTON PUBLIC LIBRARY | 1999 | 1999 | 60 | | | 60 | | | | | | 0 | 4.146 | 23,225 |
| 12 | C | 59.0 | CORS | DISTRICT ENERGY PROJECT | 1999 | 1999 | 100 | 60 | | 40 | | | | | | | 4.006 | 23,265 |
| 13 | C | 11.0 | CORS | CAPITAL EQUIPMENT REPLACEMENT | 1999 | 1999 | 125 | | | 125 | | | | | | | 3.832 | 23,390 |
| 14 | C | 58.0 | CORS | ENERGY MANAGEMENT STUDY | 1999 | 1999 | 200 | | | 200 | | | | | | | 3.832 | 23,590 |
| 15 | C | 156.0 | PW&T | DAVIS CREEK EROSION MANAGEMENT STUDY | 1999 | 1999 | 100 | | | 100 | | | | | | | 3.829 | 23,690 |
| 16 | C | 78.0 | HSS | KING STREET / WALNUT REDEVELOPMENT | 1999 | 1999 | 600 | | | 600 | | | | | | 0 | 3.359 | 24,290 |
| 17 | C | 48.0 | CORS | PARKING GARAGE LIGHTING RETROFIT | 1999 | 1999 | 170 | | | 170 | | | | | | (45) | 3.336 | 24,460 |
| 18 | C | 7.0 | CORS | RE-ROOFING AT RYERSON RECREATION CENTRE | 1999 | 1999 | 200 | | | 200 | | | | | | 0 | 3.206 | 24,660 |
| 19 | C | 34.0 | CORS | BENETTO - ROOF REPLACEMENT | 1999 | 1999 | 285 | | | 285 | | | | | | | 3.206 | 24,945 |
| 20 | C | 36.0 | CORS | LAURIER RECREATION CENTRE | 1999 | 1999 | 300 | | | 300 | | | | | | | 3.206 | 25,245 |
| 21 | C | 37.0 | CORS | SOCIAL SERVICE BUILDING | 1999 | 1999 | 90 | | | 90 | | | | | | | 3.206 | 25,335 |
| 22 | C | 41.0 | CORS | GAGE PARK BAND SHELL | 1999 | 1999 | 80 | | | 80 | | | | | | | 3.206 | 25,415 |
| 23 | C | 56.0 | CORS | MOUNTAIN ARENA - COOLING TOWER | 1999 | 1999 | 100 | | | 100 | | | | | | | 3.206 | 25,515 |
| 24 | C | 57.0 | CORS | FACILITIES MANAGEMENT PILOT PROJECT | 1999 | 1999 | 250 | | | 250 | | | | | | | 3.206 | 25,765 |

The Corporation of the City of Hamilton

# 1999-2008 CAPITAL BUDGET PROGRAM

Schedule "B"

## PROJECTS BY YEAR & RANK ORDER

(Thousands of Dollars)

For Consideration of the Joint City/Region Budget Steering Committee

| Line No. (1) | C / R (2) | PROJ NO. (3) | DEPT (4) | PROJECT DESCRIPTION (5) | PROJECT Start (6) | PROJECT Finish (7) | Gross Cost (8) | EXT. Revenue (9) | D.C. (10) | NET SPENDING 1999 (11) | 2000 (12) | 2001 (13) | 2002-08 (14) | Nature Of Funding (15) | Annual Debt Charges (16) | Annual Operating Cost (17) | RANK (18) | NET CUMUL TOTAL (19) |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | **FOLLOWING 1999 PROJECTS ARE BELOW THE CUT OFF POINT AND ARE NOT FUNDED. THESE PROJECTS WILL BE REVIEWED ALONG WITH NEXT YEAR'S PROJECTS:** | | | | | | | | | | | | | |
| 25 | C | 107.0 | PW&T | FORESTRY RENOVATION - UPPER OTTAWA YARD | 1999 | 1999 | 90 | | | 90 | | | | | | | 3.206 | 25,855 |
| 26 | C | 106.0 | PW&T | PARKLAND ACQUISITION | 1999 | 1999 | 500 | | | 500 | | | | | | 16 | 3.203 | 26,355 |
| 27 | C | 71.0 | COMS | MULTI PAD ARENA/SPORTS COMPLEX | 1999 | 2001 | 9,750 | 9,750 | | | | | | | | 231 | 3.183 | 26,355 |
| 28 | C | 44.0 | CORS | CORPORATE NETWORK IMPROVEMENTS | 1999 | 1999 | 50 | | | 50 | | | | | | | 3.166 | 26,405 |
| 29 | C | 45.0 | CORS | CORPORATE NETWORK EXTENSIONS | 1999 | 1999 | 84 | | | 84 | | | | | | | 3.166 | 26,489 |
| 30 | C | 111.0 | PW&T | TRAFFIC CALMING | 1999 | 1999 | 100 | | | 100 | | | | | | | 2.899 | 26,589 |
| 31 | C | 113.0 | PW&T | TENNIS COURT - MAJOR REPAIRS | 1999 | 1999 | 25 | | | 25 | | | | | | | 2.806 | 26,614 |
| 32 | C | 76.0 | COMS | RIVERDALE RECREATION AND SENIOR CENTRE | 1999 | 2000 | 4,250 | | | 300 | 3,950 | | | | | 184 | 2.426 | 30,864 |
| 33 | C | 12.0 | CORS | REPLACEMENT OF ORNAMENTAL (GLOBE) LIGHTING | 1999 | 1999 | 100 | | | 100 | | | | | | (3) | 2.413 | 30,964 |
| 34 | C | 105.0 | PW&T | FERGUSON AVE IMPLEMENTATION PEDESTRIAN/BIKE LIN | 1999 | 1999 | 580 | | | 580 | | | | | | 12 | 2.333 | 31,544 |
| 35 | C | 108.0 | PW&T | MOUNTAIN BROW STREET LIGHTING | 1999 | 1999 | 105 | | | 105 | | | | | | 0 | 2.213 | 31,649 |
| 36 | C | 84.0 | CP&D | TAX INCENTIVE PROGRAM FOR DESIGNATED BUILDINGS | 1999 | 1999 | 50 | | | 50 | | | | | | | 2.040 | 31,699 |
| 37 | C | 103.0 | PW&T | MAJOR GATEWAYS TO THE CITY | 1999 | 1999 | 700 | 200 | | 200 | 300 | | | | | 50 | 1.846 | 32,199 |
| 38 | C | 109.0 | PW&T | BOCCE, BASKETBALL, SHUFFLEBOARD COURTS, ETC. DE | 1999 | 1999 | 53 | 3 | | 50 | | | | | | | 1.846 | 32,249 |
| 39 | C | 110.0 | PW&T | ESCARPMENT STEPS - FENNELL TO GREENHILL | 1999 | 1999 | 480 | | | 480 | | | | | | 2 | 1.746 | 32,729 |
| 40 | C | 114.0 | PW&T | COMMERCIAL IMPROVEMENT PROGRAMME - PHASE II | 1999 | 2001 | 360 | | | 120 | 120 | 120 | | | | 5 | 1.706 | 33,089 |
| 41 | C | 112.0 | PW&T | IMPLEMENTATION OF '97 CORKTOWN NEIGHBOURHOOD | 1999 | 1999 | 50 | | | 50 | | | | | | | 1.666 | 33,139 |
| 42 | C | 121.0 | PW&T | CN LAND ACQUISITION - ENVIRONMENTAL ASSESSMENT | 1999 | 2000 | 780 | | | 80 | 700 | | | | | 24 | 1.017 | 33,919 |
| 43 | C | 86.0 | CP&D | ST. MARK'S CENTRE - BUILDING RENOVATION | 1999 | 2000 | 98 | | | 63 | 35 | | | | | | 0.897 | 34,017 |
| 44 | C | 104.0 | PW&T | WESTERLY GATEWAY - MAIN STREET WEST | 1999 | 1999 | 120 | | | 120 | | | | | | 6 | 0.717 | 34,137 |
| 45 | C | 83.0 | CP&D | URBAN ENTERTAINMENT CENTRE | 1999 | 2000 | 0 | | | | | | | | | | | 34,137 |
| 46 | | | | **Sub-total Balance of 1999 Projects to be reviewed Next Year** | | | 23,326 | 10,320 | 150 | 7,631 | 5,105 | 120 | 0 | | 0 | 211 | | |

The Corporation of the City of Hamilton

# 1999-2008 CAPITAL BUDGET PROGRAM

Schedule "B"

## PROJECTS BY YEAR & RANK ORDER

(Thousands of Dollars)

For Consideration of the Joint City/Region Budget Steering Committee

| Line No (1) | C / R (2) | PROJ NO (3) | DEPT (4) | PROJECT DESCRIPTION (5) 2000-2008 | PROJECT Start (6) | PROJECT Finish (7) | Gross Cost (8) | EXT Revenue (9) | D.C. (10) | NET SPENDING 1999 (11) | 2000 (12) | 2001 (13) | 2002-08 (14) | Nature Of Funding (15) | Annual Debt Charges (16) | Annual Operating Cost (17) | RANK (18) | NET CUMUL TOTAL (19) |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 47 | C | 3 1 | CORS | ASBESTOS MANAGEMENT PROGRAM | 2000 | 2008 | 1,500 | 750 | | | 100 | 100 | 550 | | | | 8.845 | |
| 48 | C | 99.1 | PW&T | TRAFFIC SIGN REPLACEMENT | 2000 | 2000 | 75 | | | | 75 | | | | | | 7.238 | |
| 49 | C | 100.1 | PW&T | TRAFFIC SIGNAL MODERNIZATION | 2000 | 2008 | 666 | | | | 66 | 68 | 532 | | | | 7.182 | |
| 50 | C | 63 1 | COMS | ASSET MANAGEMENT RECREATION CENTRES | 2000 | 2008 | 21,307 | 550 | | | 1,077 | 1,570 | 18,110 | | | 53 | 6.975 | |
| 51 | C | 64 1 | COMS | RISK MANAGEMENT - VARIOUS FACILITIES | 2000 | 2003 | 1,655 | | | | 510 | 400 | 745 | | | 0 | 6.885 | |
| 52 | C | 61.1 | COMS | ASSET MANAGEMENT FIRE STATIONS | 2000 | 2008 | 3,175 | | | | 875 | | 2,300 | | | | 6.885 | |
| 53 | C | 87 0 | CP&D | ZONING BY-LAW REVIEW | 2000 | 2002 | 600 | | | | 200 | 200 | 200 | | | | 6.739 | |
| 54 | C | 97.1 | PW&T | PLAYSTRUCTURE REDEVELOPMENT | 2000 | 2008 | 2,907 | 207 | | | 300 | 300 | 2,100 | | | 12 | 6.302 | |
| 55 | C | 94.1 | PW&T | CITY'S SHARE OF LOCALS - RESIDENTIAL | 2000 | 2008 | 2,250 | | | | 250 | 250 | 1,750 | | | | 5.635 | |
| 56 | C | 67.1 | COMS | FIRE - VEHICLE / APPARATUS REPLACEMENT | 2000 | 2008 | 5,839 | | | | 326 | 546 | 4,967 | | | | 5.372 | |
| 57 | C | 95.1 | PW&T | ROADWAYS & SIDEWALKS RECONSTRUCTION PROGRAM | 2000 | 2008 | 76,137 | | | | 7,161 | 7,736 | 61,240 | | | | 5.275 | |
| 58 | C | 116 1 | PW&T | PARKING LOT & PATHWAY REPAIRS - VARIOUS | 2000 | 2008 | 2,250 | | | | 250 | 250 | 1,750 | | | 0 | 5.099 | |
| 59 | C | 66.1 | COMS | LIGHTING AND PARKING LOT REPAIRS | 2000 | 2005 | 2,035 | | | | 615 | 600 | 820 | | | 20 | 5.099 | |
| 60 | C | 60.0 | COMS | ASSET MANAGEMENT ARENAS | 2000 | 2007 | 16,745 | | | | 450 | 1,950 | 14,345 | | | 23 | 5.059 | |
| 61 | C | 85 0 | CP&D | NEIGHBOURHOOD PLAN REVIEW PROGRAM | 2000 | 2006 | 455 | | 110 | | 50 | 50 | 245 | | | | 4.912 | |
| 62 | C | 154 1 | PW&T | RAILWAY CROSSING - III RAIL INSTALLATION | 2000 | 2005 | 387 | | | | 62 | 63 | 262 | | | | 4.786 | |
| 63 | C | 98 0 | PW&T | PARK DEVELOPMENT AND REDEVELOPMENT | 2000 | 2008 | 8,100 | | | | 900 | 900 | 6,300 | | | 66 | 4.342 | |
| 64 | C | 68 0 | COMS | DUNDURN HISTORIC LANDSCAPE RESTORATION | 2000 | 2002 | 1,600 | 800 | | | 500 | 300 | | | | 10 | 4.322 | |
| 65 | C | 82.1 | CP&D | INTEGRATED MANAGEMENT AND TRACKING SYSTEM | 2000 | 2001 | 600 | | 150 | | 225 | 225 | | | | (150) | 4.282 | |
| 66 | C | 4 1 | CORS | ACCOMODATION & MAJOR RETROFIT-CORP. FACILITIES | 2000 | 2001 | 15,200 | 7,600 | | | 3,850 | 3,750 | | | | (67) | 4.236 | |
| 67 | C | 117.0 | PW&T | HAMILTON BEACH FLOOD CONTROL - PHASE I | 2000 | 2001 | 870 | | | | 435 | 435 | | | | 3 | 4.226 | |
| 68 | C | 101.1 | PW&T | MAINTENANCE OF CITY'S PARKING LOTS | 2000 | 2008 | 450 | | | | 50 | 50 | 350 | | | | 4.186 | |
| 69 | C | 62 1 | COMS | ASSET MANAGEMENT HAMILTON PUBLIC LIBRARY | 2000 | 2003 | 1,250 | | | | 145 | 335 | 770 | | | 0 | 4.146 | |
| 70 | C | 14 0 | CORS | FIELDHOUSES - MECH., ELEC. & RE-ROOFING | 2000 | 2000 | 612 | | | | 612 | | | | | 1 | 4.049 | |

The Corporation of the City of Hamilton

# 1999-2008 CAPITAL BUDGET PROGRAM

Schedule "B"

## PROJECTS BY YEAR & RANK ORDER

(Thousands of Dollars)

For Consideration of the Joint City/Region Budget Steering Committee

| Line No (1) | C/R (2) | PROJ NO. (3) | DEPT (4) | PROJECT DESCRIPTION (5) | PROJECT Start (6) | PROJECT Finish (7) | Gross Cost (8) | EXT. Revenue (9) | D.C. (10) | NET SPENDING 1999 (11) | 2000 (12) | 2001 (13) | 2002-08 (14) | Nature Of Funding (15) | Annual Debt Charges (16) | Annual Operating Cost (17) | RANK (18) | NET CUMUL TOTAL (19) |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 71 | C | 93 0 | PW&T | DOWNTOWN HAMILTON IMPROVEMENT PLAN - PHASE III | 2000 | 2008 | 7,477 | | | | 2,200 | 2,200 | 3,077 | | | | 3.972 | |
| 72 | C | 155 0 | PW&T | SUBDIVISION WATERSHED PLAN FOR RH MASTER PLAN | 2000 | 2000 | 300 | | | | 300 | | | | | | 3.829 | |
| 73 | C | 80 0 | HSS | UPGRADE OF ADA PRITCHARD APARTMENTS | 2000 | 2000 | 1,399 | | | | 1,399 | | | | | 0 | 3.719 | |
| 74 | C | 79 0 | HSS | MACASSA REGENERATION | 2000 | 2000 | 1,100 | | | | 1,100 | | | | | 0 | 3.719 | |
| 75 | C | 171.1 | PS | PAVING AND RETROFIT OF CARPARKS | 2000 | 2008 | 940 | | | | 100 | 100 | 740 | | | 3 | 3.526 | |
| 76 | C | 172.1 | PS | CARPARK # 37 AND # 68 RETROFIT | 2000 | 2008 | 1,400 | | | | 200 | 200 | 1,000 | | | 10 | 3.392 | |
| 77 | C | 153 0 | PW&T | CITY'S SHARE OF SERVICES THROUGH UNSUBDIVIDED LA | 2000 | 2008 | 8,750 | | | | 900 | 950 | 6,900 | | | 19 | 3.259 | |
| 78 | C | 17 0 | CORS | CENTRAL FIRE STATION - MECH./ELEC. RETROFIT | 2000 | 2000 | 241 | | | | 241 | | | | | (3) | 3.206 | |
| 79 | C | 21 0 | CORS | HILL PARK RECREATION CENTRE-MECH./ELEC. RETROFIT | 2000 | 2000 | 110 | | | | 110 | | | | | 0 | 3.206 | |
| 80 | C | 35 0 | CORS | CAPITAL EQUIPMENT REPLACEMENT | 2000 | 2000 | 162 | | | | 162 | | | | | | 3.206 | |
| 81 | C | 106 1 | PW&T | PARKLAND ACQUISITION | 2000 | 2008 | 4,500 | | | | 500 | 500 | 3,500 | | | 16 | 3.203 | |
| 82 | C | 45 1 | CORS | CORPORATE NETWORK EXTENSIONS | 2000 | 2000 | 84 | | | | 84 | | | | | | 3.166 | |
| 83 | C | 96.1 | PW&T | VEHICLE REPLACEMENT PROGRAM | 2000 | 2008 | 24,538 | | | | 2,416 | 2,488 | 19,634 | | | | 3.006 | |
| 84 | C | 111.1 | PW&T | TRAFFIC CALMING | 2000 | 2003 | 600 | | | | 150 | 150 | 300 | | | | 2.899 | |
| 85 | C | 15 0 | CORS | REPLACEMENT OF MARKET REFRIGERATION UNITS | 2000 | 2000 | 390 | | | | 390 | | | | | 1 | 2.846 | |
| 86 | C | 113 1 | PW&T | TENNIS COURT - MAJOR REPAIRS | 2000 | 2002 | 65 | | | | 30 | | 35 | | | | 2.806 | |
| 87 | C | 74 0 | COMS | PUBLIC ART PROGRAMME | 2000 | 2000 | 120 | | | | 120 | | | | | 15 | 2.733 | |
| 88 | C | 118 0 | PW&T | PLASTIMET SITE REDEVELOPMENT MILLENIUM PROJECT | 2000 | 2001 | 450 | 225 | | | 125 | 100 | | | | 20 | 2.593 | |
| 89 | C | 163 0 | HECFI | HAMILTON PLACE - REPLACEMENTS & RENOVATIONS | 2000 | 2008 | 2,000 | | | | 400 | 200 | 1,400 | | | 0 | 2.590 | |
| 90 | C | 162 0 | HECFI | HCC & CC - VARIOUS EQUIPMENT REPLACEMENTS | 2000 | 2008 | 2,340 | | | | 320 | 480 | 1,540 | | | 0 | 2.590 | |
| 91 | C | 169.1 | PS | ELECTRONIC PARKING METER EXPANSION AND REPLACE | 2000 | 2008 | 796 | | | | 85 | 85 | 626 | | | 2 | 2.473 | |
| 92 | C | 115 1 | PW&T | RED HILL VALLEY - RECREATION AND OPEN SPACE | 2000 | 2002 | 1,865 | | | | 600 | 600 | 665 | | | 55 | 2.433 | |
| 93 | C | 173 0 | PS | REVENUE CONTROL EQUIPMENT - YORK BLVD. | 2000 | 2000 | 330 | | | | 330 | | | | | (160) | 2.230 | |
| 94 | C | 19 0 | CORS | FOOTBALL HALL OF FAME - MECH./ELEC. RETROFIT | 2000 | 2000 | 251 | | | | 251 | | | | | (1) | 2.180 | |
| 95 | C | 18 0 | CORS | CONVENTION CENTRE-REPLACE VARIABLE SPEED DRIVE | 2000 | 2000 | 100 | | | | 100 | | | | | (5) | 2.180 | |
| 96 | C | 170 1 | PS | PAY, DISPLAY AND P.O.P. EQUIPMENT REPLACEMENT | 2000 | 2008 | 980 | | | | 150 | 160 | 670 | | | 10 | 2.140 | |

The Corporation of the City of Hamilton

# 1999-2008 CAPITAL BUDGET PROGRAM

Schedule "B"

## PROJECTS BY YEAR & RANK ORDER

(Thousands of Dollars)

For Consideration of the Joint City/Region Budget Steering Committee

| Line No (1) | C / R (2) | PROJ NO (3) | DEPT (4) | PROJECT DESCRIPTION (5) | PROJECT Start (6) | PROJECT Finish (7) | Gross Cost (8) | EXT. Revenue (9) | D.C. (10) | NET SPENDING 1999 (11) | 2000 (12) | 2001 (13) | 2002-08 (14) | Nature Of Funding (15) | Annual Debt Charges (16) | Annual Operating Cost (17) | RANK (18) | NET CUMUL TOTAL (19) |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 97 | C | 16 0 | CORS | COPPS COLISEUM - STEAM TO HOT WATER CONVERSION | 2000 | 2008 | 1,660 | | | | 135 | | 1,525 | | | (5) | 2.100 | |
| 98 | C | 84 1 | CP&D | TAX INCENTIVE PROGRAM FOR DESIGNATED BUILDINGS | 2000 | 2006 | 350 | | | | 50 | 50 | 250 | | | | 2.040 | |
| 99 | C | 109 1 | PW&T | BOCCE, BASKETBALL, SHUFFLEBOARD COURTS, ETC. DE | 2000 | 2008 | 477 | - 27 | | | 50 | 50 | 350 | | | | 1.846 | |
| 100 | C | 120 0 | PW&T | ENHANCED STREETSCAPING | 2000 | 2002 | 108 | | | | 36 | 36 | 36 | | | 6 | 0.817 | |
| 101 | C | 119 0 | PW&T | WATER TRUCK - TRAFFIC ISLAND PROGRAMME | 2000 | 2000 | 68 | | | | 68 | | | | | 9 | 0.817 | |
| 102 | C | 65 0 | COMS | IVOR WYNNE STADIUM - REPLACEMENT OF ASTROTURF | 2001 | 2001 | 2,000 | | | | | 2.000 | | | | 0 | 6.379 | |
| 103 | C | 122 0 | PW&T | AMALGATION OF DISTRICT 2 & 3 PUBLIC WORKS YARDS | 2001 | 2002 | 2,900 | | | | | 1,700 | 1,200 | | | (80) | 4.612 | |
| 104 | C | 89 0 | CP&D | BROWNFIELDS REDEVLOPMENT TASK FORCE | 2001 | 2002 | 120 | 60 | | | | 30 | 30 | | | | 4.259 | |
| 105 | C | 25 0 | CORS | FIRE STATION 3 - REROOFING | 2001 | 2001 | 60 | | | | | 60 | | | | 0 | 3.463 | |
| 106 | C | 70 0 | COMS | SOUTH MOUNTAIN COMBINED FACILITY - PHASE I | 2001 | 2002 | 4,850 | 700 | 3,735 | | | 15 | 400 | | | 0 | 3.319 | |
| 107 | C | 8 0 | CORS | LIBRARY / MARKET - BOILER RETROFIT | 2001 | 2001 | 375 | | | | | 375 | | | | (50) | 3.246 | |
| 108 | C | 22 0 | CORS | CAPITAL EQUIPMENT REPLACEMENT | 2001 | 2001 | 128 | | | | | 128 | | | | 0 | 3.206 | |
| 109 | C | 23 0 | CORS | KENILWORTH COM. BUILDING - MECH/ELEC. RETROFIT | 2001 | 2001 | 193 | | | | | 193 | | | | (1) | 3.206 | |
| 110 | C | 44 1 | CORS | CORPORATE NETWORK IMPROVEMENTS | 2001 | 2002 | 100 | | | | | 50 | 50 | | | | 3.166 | |
| 111 | C | 24 0 | CORS | LAWFIELD ARENA BUILDING ENVELOPE REMEDIAL REPA | 2001 | 2001 | 54 | | | | | 54 | | | | 0 | 3.086 | |
| 112 | C | 9 0 | CORS | CONVENTION CENTRE - AIR HANDLING UNIT RETROFIT | 2001 | 2001 | 95 | | | | | 95 | | | | 0 | 2.806 | |
| 113 | C | 123 0 | PW&T | HAMILTON BEACH TRAIL DEVELOPMENT | 2001 | 2003 | 2,138 | 1,069 | | | | 319 | 750 | | | | 1.780 | |
| 114 | C | 164 0 | HECFI | COPPS COLISEUM - EXTERIOR ELECTRONIC SIGN | 2001 | 2001 | 360 | | | | | 360 | | | | (25) | 1.397 | |
| 115 | C | 26 0 | CORS | MACNAB STREET TUNNEL - CONCRETE REPAIRS | 2002 | 2002 | 70 | | | | | | 70 | | | 0 | 3.832 | |
| 116 | C | 40 0 | CORS | WOODLANDS PARK | 2002 | 2002 | 22 | | | | | | 22 | | | | 3.206 | |
| 117 | C | 43 0 | CORS | SAM LAWRENCE PARK | 2002 | 2002 | 25 | | | | | | 25 | | | | 3.206 | |
| 118 | C | 42 0 | CORS | SAM MANSON | 2002 | 2002 | 20 | | | | | | 20 | | | | 3.206 | |
| 119 | C | 75 0 | COMS | CHEDOKE GOLF COURSES REDEVELOPMENT | 2002 | 2007 | 1,670 | | | | | | 1,670 | | | (20) | 2.493 | |
| 120 | C | 124 0 | PW&T | WADING POOL CONVERSIONS | 2002 | 2003 | 300 | | | | | | 300 | | | 0 | 2.180 | |
| 121 | C | 165 0 | HECFI | HAMILTON CONVENTION CENTRE ROOFING SYSTEM | 2002 | 2002 | 390 | | | | | | 390 | | | 0 | 1.307 | |
| 122 | C | 39 0 | CORS | ALEXANDER PARK FIELD HOUSE | 2003 | 2003 | 15 | | | | | | 15 | | | | 3.206 | |

The Corporation of the City of Hamilton

# 1999-2008 CAPITAL BUDGET PROGRAM

Schedule "B"

## PROJECTS BY YEAR & RANK ORDER

(Thousands of Dollars)

For Consideration of the Joint City/Region Budget Steering Committee

| Line No (1) | C / R (2) | PROJ NO. (3) | DEPT (4) | PROJECT DESCRIPTION (5) | PROJECT Start (6) | PROJECT Finish (7) | Gross Cost (8) | EXT. Revenue (9) | D.C. (10) | NET SPENDING 1999 (11) | 2000 (12) | 2001 (13) | 2002-08 (14) | Nature Of Funding (15) | Annual Debt Charges (16) | Annual Operating Cost (17) | RANK (18) | NET CUMUL TOTAL (19) |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 123 | C | 380 | CORS | MONTGPMERY PARK FIELD HOUSE | 2003 | 2003 | 55 | | | | | | 55 | | | | 3.206 | |
| 124 | C | 510 | CORS | COMMON WEALTH SQUARE - ELECTRICAL UPGRADE | 2003 | 2003 | 10 | | | | | | 10 | | | | 3.166 | |
| 125 | C | 730 | COMS | SOUTH MOUNTAIN COMBINED FACILITY PHASE II | 2003 | 2004 | 8,186 | 300 | 7,097 | | | | 789 | | | 1,089 | 3.079 | |
| 126 | C | 1250 | PW&T | BEASLEY NEIGHBOURHOOD PLAN | 2003 | 2003 | 93 | | | | | | 93 | | | 2 | 2.636 | |
| 127 | C | 470 | CORS | HAMILTON PLACE H V A C. RETROFIT | 2003 | 2003 | 3,857 | | | | | | 3,857 | | | | 2.493 | |
| 128 | C | 500 | CORS | FARMERS MARKET EXTERIOR DOOR REPLACEMENT | 2003 | 2003 | 112 | | | | | | 112 | | | | 2.180 | |
| 129 | C | 1670 | HECFI | COPPS COLISEUM - PLATFORM SEATING REFURBISHMEN | 2003 | 2003 | 350 | | | | | | 350 | | | 0 | 1.307 | |
| 130 | C | 1660 | HECFI | HAMILTON CONVENTION CENTRE - CARPET REPLACEME | 2003 | 2003 | 330 | | | | | | 330 | | | 0 | 1.307 | |
| 131 | C | 880 | CP&D | OFFICIAL PLAN REVIEW | 2004 | 2005 | 250 | | | | | | 250 | | | | 6.739 | |
| 132 | C | 270 | CORS | TRAFFIC OPERATION CENTRE - REROOFING | 2004 | 2004 | 500 | | | | | | 500 | | | (3) | 3.206 | |
| 133 | C | 127.0 | PW&T | TENNIS COURT REDEVELOPMENT - PHASE I | 2004 | 2008 | 3.378 | | | | | | 3,378 | | | 0 | 2.806 | |
| 134 | C | 1260 | PW&T | OUTDOOR SKATE BOARD FACILITY | 2004 | 2004 | 250 | | | | | | 250 | | | 25 | 1.933 | |
| 135 | C | 1300 | PW&T | MOHAWK SPORTS PARK DEVELOPMENT - PHASE II | 2004 | 2008 | 3,760 | | | | | | 3,760 | | | 80 | 1.486 | |
| 136 | C | 1290 | PW&T | SOCCER FACILITIES DEVELOPMENT | 2004 | 2004 | 396 | | | | | | 396 | | | 20 | 1.486 | |
| 137 | C | 1280 | PW&T | BAYFRONT PARK DEVELOPMENT - PHASE I TO IV | 2004 | 2008 | 4,769 | 1,000 | | | | | 3,769 | | | 96 | 1.257 | |
| 138 | C | 280 | CORS | C.U.P. BUILDING AUTOMATION SYSTEM UPDATE | 2005 | 2005 | 2,270 | 120 | | | | | 2,150 | | | (350) | 3.872 | |
| 139 | C | 1310 | PW&T | TURNER PARK DEVELOPMENT PHASE III | 2005 | 2005 | 1,420 | | | | | | 1,420 | | | 60 | 2.000 | |
| 140 | C | 770 | COMS | MOUNTAIN Y M C A. | 2005 | 2006 | 1,500 | 1,500 | | | | | | | | | 0.937 | |
| 141 | C | 1330 | PW&T | MOTOR VEHICLE REQUIREMENTS - SIGNALS & HOISTS | 2006 | 2006 | 72 | | | | | | 72 | | | | 5.372 | |
| 142 | C | 1320 | PW&T | LANDSCAPING - BAYFRONT CSO TANK | 2006 | 2006 | 278 | | | | | | 278 | | | 5 | 2.180 | |
| 143 | C | 1680 | HECFI | COPPS COLISEUM - ROOFING SYSTEM REPLACEMENT | 2006 | 2006 | 600 | | | | | | 600 | | | 0 | 1.307 | |
| 144 | C | 300 | CORS | FIRE STATION 3 - ELEC./MECH. RETROFIT | 2007 | 2007 | 250 | | | | | | 250 | | | (3) | 3.463 | |
| 145 | C | 290 | CORS | FIRE STATION 6 - REROOFING | 2007 | 2007 | 65 | | | | | | 65 | | | 0 | 3.206 | |
| 146 | C | 720 | COMS | 2008 SUMMER OLYMPICS - HAMILTON VENUES | 2007 | 2008 | 5,090 | 2,395 | | | | | 2,695 | | | | 3.183 | |
| 147 | C | 460 | CORS | CORPORATE NETWORK IMPROVEMENTS | 2007 | 2007 | 100 | | | | | | 100 | | | | 3.166 | |
| 148 | C | 1340 | PW&T | REDEVELOPMENT OF CITY HALL GROUNDS | 2007 | 2007 | 2,487 | | | | | | 2,487 | | | 50 | 0.897 | |

The Corporation of the City of Hamilton

# 1999-2008 CAPITAL BUDGET PROGRAM

Schedule "B"

## PROJECTS BY YEAR & RANK ORDER

(Thousands of Dollars)

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| Line No (1) | C / R (2) | PROJ NO (3) | DEPT (4) | PROJECT DESCRIPTION (5) | PROJECT Start (6) | PROJECT Finish (7) | Gross Cost (8) | EXT. Revenue (9) | D.C. (10) | NET SPENDING 1999 (11) | 2000 (12) | 2001 (13) | 2002-08 (14) | Nature Of Funding (15) | Annual Debt Charges (16) | Annual Operating Cost (17) | RANK (18) | NET CUMUL. TOTAL (19) |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 149 | C | 150 0 | PW&T | PARK DEVELOPMENT - UNDEVELOPED SITES | 2008 | 2008 | 5,278 | | | | | | 5,278 | | | 352 | 4.086 | |
| 150 | C | 32 0 | CORS | BALFOUR ESTTE - BLDG ENVELOPE RESTORATION | 2008 | 2008 | 218 | | | | | | 218 | | | 0 | 4.039 | |
| 151 | C | 33 0 | CORS | P&M WORKSHOP - REPAIRS AND MAINTENANCE | 2008 | 2008 | 36 | | | | | | 36 | | | | 3.519 | |
| 152 | C | 20 0 | CORS | 125 BARTON STREET - REPLACE EXTERIOR WINDOWS | 2008 | 2008 | 150 | | | | | | 150 | | | (5) | 3.126 | |
| 153 | C | 145.0 | PW&T | MOUNTAIN BROW PARK FENCE & PATHWAY RECONSTRU | 2008 | 2008 | 250 | | | | | | 250 | | | 12 | 2.626 | |
| 154 | C | 135.0 | PW&T | FERGUSON AVE IMPLEMENTATION PEDESTRIAN/BIKE LIN | 2008 | 2008 | 3,121 | | | | | | 3,121 | | | 61 | 2.589 | |
| 155 | C | 147 0 | PW&T | SACKVILLE HILL MEMORIAL PARK REDEVELOPMENT | 2008 | 2008 | 719 | | | | | | 719 | | | 8 | 2.180 | |
| 156 | C | 146 0 | PW&T | GAGE PARK FENCING REPLACEMENT | 2008 | 2008 | 180 | | | | | | 180 | | | 0 | 2.100 | |
| 157 | C | 138 0 | PW&T | BIKEWAY DEVELOPMENT | 2008 | 2008 | 500 | | | | | | 500 | | | 4 | 1.563 | |
| 158 | C | 144 0 | PW&T | CRYSTAL PALACE - STUDY AND CONSTRUCTION | 2008 | 2008 | 8,151 | 8,151 | | | | | | | | 50 | 1.387 | |
| 159 | C | 137.0 | PW&T | CORKTOWN NEIGHBOURHOOD PLAN IMPLE. PHASE II | 2008 | 2008 | 250 | | | | | | 250 | | | 50 | 0.937 | |
| 160 | C | 139 0 | PW&T | CROWN POINT EAST - MCANULTY PHASE II | 2008 | 2008 | 542 | | | | | | 542 | | | 7 | 0.937 | |
| 161 | C | 143 0 | PW&T | COMMERCIAL IMPROVEMENT PROGRAM - PHASE II | 2008 | 2008 | 250 | | | | | | 250 | | | 35 | 0.937 | |
| 162 | C | 136 0 | PW&T | HUGHSON STREET REDEVELOPMENT - PHASE II | 2008 | 2008 | 765 | | | | | | 765 | | | 27 | 0.937 | |
| 163 | C | 141 0 | PW&T | PARKVIEW (EAST AND WEST) | 2008 | 2008 | 266 | | | | | | 266 | | | 14 | 0.937 | |
| 164 | C | 149 0 | PW&T | OPEN SPACE CORRIDOR STUDY AND CONSTRUCTION | 2008 | 2008 | 1,280 | | | | | | 1,280 | | | 76 | 0.837 | |
| 165 | C | 148 0 | PW&T | WILLIAM CONNELL PARK DEVELOPMENT | 2008 | 2008 | 1,850 | | | | | | 1,850 | | | 80 | 0.797 | |
| 166 | C | 142 0 | PW&T | BLAKELEY / ST. CLAIR REVITALIZATION | 2008 | 2008 | 532 | | | | | | 532 | | | 29 | 0.757 | |
| 167 | C | 140.0 | PW&T | STEPELEY SOUTH NEIGHBOURHOOD | 2008 | 2008 | 551 | | | | | | 551 | | | 29 | 0.757 | |
| 168 | C | 151.0 | PW&T | WATERFRONT DEVELOPMENT | 2008 | 2008 | 100,000 | 90,000 | | | | | 10,000 | | | | 0.657 | |
| 169 | | | | Sub-total 2000-2008 Projects (NET COSTS - 296,364 ) | | | 411,818 | 115,454 | 11,092 | 0 | 32,186 | 33,806 | 219,280 | | 0 | 1,687 | | |
| 170 | | | | Total 1999-2008 Capital Budget (NET COSTS - 330,501 ) | | | 458,279 | 127,778 | 11,242 | 28,762 | 37,291 | 33,926 | 219,280 | | 1,485 | 2,092 | | |

The Corporation of the City of Hamilton

# 1999-2008 CAPITAL BUDGET PROGRAM

Schedule "B"

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|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | *FINANCING OF CAPITAL PROJECTS* | | | | | | | | | | | | | | |
| 171 | C | 22002 | CL | CAPITAL LEVY (2002 - $5 million, 2003 - $6 million, 2004 - $7 million, 2005 - $8 million, | | | | | | | | | | | | | | |
| 172 | C | | | 2006 - $9 million, 2007 - $10 million, 2008 - $10 million ) | 1999 | 2008 | | 64,000 | | 2,000 | 3,000 | 4,000 | 55,000 | | | | | |
| 173 | C | CH203 | RCP | RESERVE FOR CAPITAL PROJECTS - GENERAL | 1999 | 2008 | | 1,440 | | 420 | 220 | 100 | 700 | | | | | |
| 174 | C | CH212 | RDC | RESERVE FOR DEVELOPMENT CHARGES | 1999 | 2008 | | 7,000 | | 700 | 700 | 700 | 4,900 | | | | | |
| 175 | C | CH102 | RPP | RESERVE FOR PROPERTY PURCHASE | 1999 | 2008 | | 1,800 | | | 200 | 200 | 1,400 | | | | | |
| 176 | C | CH124 | RRHCD | RESERVE FOR RED HILL CREEK DEVELOPMENT | 1999 | 2008 | | 2,465 | | 600 | 600 | 600 | 665 | | | | | |
| 177 | C | CH107 | RSTUL | RESERVE FOR CITY'S SHARE - UNSUBDIVIDED LAND | 1999 | 2008 | | 5,950 | | 800 | 500 | 550 | 4,100 | | | | | |
| 178 | C | CH201 | RPL | RESERVE FOR PARKS LAND - 5% LAND DEDICATION | 1999 | 2008 | | 5,400 | | 400 | 300 | 300 | 4,400 | | | | | |
| 179 | C | CH202 | ROSP | RESERVE FOR OFF - STREET PARKING | 1999 | 2008 | | 4,956 | | 510 | 865 | 545 | 3,036 | | | | | |
| 180 | C | CH101 | RRME | RESERVE FOR REPLACEMENT OF MOBILE EQUIPMENT | 1999 | 2008 | | 32,958 | | 2,581 | 2,742 | 3,034 | 24,601 | | | | | |
| 181 | C | CH206 | RES-H | RESERVE FOR HECFI - VARIOUS | 1999 | 2008 | | 8,425 | | 2,055 | 720 | 1,040 | 4,610 | | | | | |
| 182 | | Sub-total | | FINANCING FROM CAPITAL LEVY AND RESERVES | | | | 134,394 | 0 | 10,066 | 9,847 | 11,069 | 103,412 | | | | | |
| 183 | | | | TOTAL COST TO BE FINANCED BY THE ISSUANCE OF | | | | | | | | | | | | | | |
| 184 | | | | DEBENTURE - Municipal (NET COSTS- 196,107 | 1999 | 2008 | 458,279 | 262,172 | 11,242 | 18,696 | 27,444 | 22,857 | 115,868 | | | | | |
| 185 | | *NOTE* | | *THE IMPLEMENTATION OF ANY PROJECT (2000 AND AFTER) FINANCED FROM RESERVES* | | | | | | | | | | | | | | |
| 186 | | | | *& RESERVE FUNDS IS SUBJECT TO THE AVAILABILITY OF RESERVES & RESERVE FUNDS* | | | | | | | | | | | | | | |
| 187 | | *ASSUMPTIONS:* | | *DEBENTURE INTEREST RATE - AMORTIZED OVER 10 YEARS AT 5.75% - ANNUAL PRINCIPAL & INTEREST PAYMENT PER $1,000 - $134.263* | | | | | | | | | | | | | | |
| 188 | | 1740 | PWD | OWNERS SHARE OF LOCAL IMPROVEMENTS-RESIDENTIA | 1999 | 1999 | 7,066 | | | 615 | 634 | 656 | 5,161 | | | | 5,379 | |
| 189 | | Sub-total Owners' share of Locals (NET COSTS - 7,066 ) | | | | | 7,066 | 0 | 0 | 615 | 634 | 656 | 5,161 | | | | | |
| 190 | | | | 1999-2008 CAPITAL BUDGET PROGRAM | | | 465,345 | 262,172 | 11,242 | 19,311 | 28,078 | 23,513 | 121,029 | | | | | |

The Corporation of the City of Hamilton

# 1999-2008 CAPITAL BUDGET PROGRAM

Schedule "B"

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|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 191 | | | | **DIVISION / DEPARTMENT ABBREVIATION:** | | | | | | | | | | | | | | |
| 192 | | | CORS | CORPORATE SERVICES | CP&D | COMMUNITY PLANNING & DEVELOPMENT | | | | C | THE CITY OF HAMILTON | | | | | | | |
| 193 | | | IS | INFORMATION SYSTEMS | HECFI | HAMILTON ENTERTAINMENT AND CONVENTION FACILITIES INC. | | | | R | THE REGIONAL MUNICIPALITY OF HAMILTON-WEN | | | | | | | |
| 194 | | | HSS | HUMAN SUPPORT SERVICES | ROAD | ROADS DEPARTMENT (REGION) | | | | | | | | | | | | |
| 195 | | | PW&T | PUBLIC WORKS & TRAFFIC | PS | TOE - PUBLIC WORKS & TRAFFIC- PARKING SERVICES | | | | | | | | | | | | |
| 196 | | | TOE | TRANSPORTATION, OPERATIONS AND ENVIRONMENT | | | | | | | | | | | | | | |
| 197 | | | | *NOTE: GROWTH RELATED PROJECT - TIMING DEPENDS ON THE AVAILABILITY OF FUNDING FROM THE RESERVE FOR DEVELOPMENT CHARGES.* | | | | | | | | | | | | | | |
| 198 | | | | *BUDGET AS PROPOSED REFLECTS PROJECTED DEVELOPMENT CHARGE FUNDING AVAILABILITY BASED UPON THE PRESENT DEVELOPMENT CHARGES BY-LAW.* | | | | | | | | | | | | | | |

# CITY OF HAMILTON

## - INFORMATION -

14.

**DATE:** 1999 April 16

**REPORT TO:** J. J. Schatz
Secretary
City of Hamilton Committee of the Whole

**FROM:** Allan C. Ross
General Manager, Finance

Allan C. Ross

**SUBJECT:** Seniors Tax Credit

**BACKGROUND:**

At the Budget Steering Committee meeting April 15, 1999, background information was presented with respect to the Seniors Tax Credit (see attached). The Committee requested the impact of another alternative to the elimination of the program, this being consideration to those seniors who are in receipt of Guaranteed Income Supplement as part of the criteria and increasing the credit to $150, $200 or $300.

Using the information gathered to establish the tax policy for Low-income Seniors or Low-income Disabled Persons, it was suggested that approximately 20% of the Seniors in Hamilton-Wentworth meet the Statistics Canada definition of Low-income which is used to define the Guaranteed Income Supplement (GIS) criteria. Using this factor against the estimated 15,000 participants in the 1999 existing Seniors Tax program would result in the following projected costs or budget savings:

| Tax Credit Amount | Required 1999 Budget | Resultant 1999 Budget Savings |
|---|---|---|
| $75. | $225,000 | $890,000 |
| $150 | $450,000 | $665,000 |
| $200 | $600,000 | $515,000 |
| $300 | $900,000 | $215,000 |

The above analysis assumes that the existing criteria for the Tax Credit program will be supplemented with a requirement of proof of receipt of this supplement program. If this alternative were selected, an information report would be submitted as to the administration of this program that would require an annual application.

# Finance Department

## Memorandum

**TO:** Dave Wilson
Alderman Ward 4

**FROM:** Allan C. Ross
General Manager, Finance
Finance Department

**PHONE:** (905) 546-4523

**DATE:** 1999 April 9

**SUBJECT:** Seniors Tax Credit

The attached information is being supplied in response to your request at the Budget Steering Committee Meeting. It includes the recommendation from 1998 and that of 1996 which references information obtained from meetings with the Senior Citizen's Council. The 1998 actual figure for the Seniors Rebate was $1,097,850 and the projected cost for 1999 is $1,115,000. In addition both recommendations address options and alternatives to the current program.

Please advise if any further information is required or if any of this information should be forwarded to all members of the Budget Steering Committee.

Allan C. Ross

AA:jc
att.

c.c. Susan Reeder, Secretary Budget Steering Committee

# CITY OF HAMILTON

# - RECOMMENDATION -

**DATE:** 1996 February 13

**REPORT TO:** J.J. Schatz, Secretary
Committee of the Whole

**FROM:** J. G. Pavelka, P. Eng.
Chief Administrative Officer

**SUBJECT:** **SENIORS' TAX REBATE PROGRAM**

**RECOMMENDATION:**

(a) That the $75.00 Senior Citizen's Property Tax Rebate Program be discontinued and replaced with an Interest Free Loan Program to assist senior homeowners with essential home repairs;

(b) That the requirements to qualify for the interest free loan program be the same as the requirements for the discontinued grant program;

(c) That the guidelines for the loan program as set out in Appendix "A", attached, be approved;

(d) That the Building Commissioner, whose department will administer the loan program, undertake to report the details of implementation to the Planning and Development Committee and City Council.

J. G. Pavelka

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

There are no legal or staff implications at this time.

Changing the program from a grant program to an interest free loan program will reduce the 1996 millrate requirement by a minimum of $800,000. Savings of $975,000. would be partially offset by provisions for interest foregone and administrative costs estimated at $175.000.

The consensus of those attending the Main/Hess Centre, McNab and Ottawa Street Y's was **"that while it would be nice to keep the current rebate program in place, given the current financial constraints faced by the City, the rebate program should be replaced with an interest free loan program."**

The results of the Sackville Hill Senior's Centre were not as conclusive. Approximately 50% of those in attendance favoured retention of the program, while the remaining 50% supported a change in the program from a grant program to an interest free loan program.

Attached for your information is a copy of a History/Facts Sheet which was made available to all those in attendance. It was discussion on these issues as well as criteria for the proposed loan program that resulted in the consensus opinion at each of these meetings.

As City Council is aware, the municipal program was intended to help seniors remain in their homes by shielding them, to some extent, from the impact of property taxes on their household budget. It is well known that seniors tend to be "asset rich, but income poor". However, it is now clear that $75.00 per annum will not prevent homeowner seniors from migrating from ownership to rental.

One of the key determinants for why homeowner seniors move is the inadequate condition of their homes. These homes not only sometimes need adaptations to address disability issues, but they need essential repairs to roofing, heating, plumbing, and structural systems.

Staff recommend that the Tax Credit Program be discontinued and replaced with a loan program targeted to senior homeowners aged 70 and above. The purpose of the program will be to offer a no interest loan, to a maximum of $5,000., to enable the homeowner to repair their home. The details of the program in terms of eligible repairs, costs, etc., will be the subject of a staff report to the Planning and Development Committee and City Council.

The 1995 cost of the existing program to the mill rate is $965,000. and estimated at $975,000. for 1996. It is proposed to establish a $2,000,000. revolving fund to finance the loans. The savings by cancelling the Seniors Rebate Program are offset by interest foregone in the amount of approximately $140,000. Administrative costs for the loan program of $25,000./year. There will be some losses due to bad debits, however, we anticipate minimal losses. This provides a net savings of $800,000. a year plus elimination of administration costs and postage costs related to existing grants program. There will also be some additional building permit revenues realized as well. There is also the positive impact on maintaining property values as well as allowing seniors to remain in their homes and live in an independent manner.

## Draft Guidelines of

## Seniors' Homeowners Loan Program

Maximum Loan Amount: $5,000.

Terms & Amortization: 5 years.

Interest Rate: 0%

Monthly Cost to applicant: $83.33

Loan Administration Fee: $250.; this amount will be charged to the Loan Program account and not to the applicant. The fee will be credited to the Housing and Loans Division, Building Department account.

Eligibility Criteria:

- At least one of the senior homeowners, on title, must be 70 years of age or over;
- The eligible home repairs are:
  - structural
  - plumbing
  - electrical
  - heating
  - fire safety

Loan Process:

- All senior homeowners currently receiving the tax credit or who have applied will be made aware of the program on their next property tax bill;
- Applications will be taken by a Loans Officer in the Housing and Loans Division, Building Department;
- The property will be inspected by an Inspector from the Building Department;
- The loan approval recommendation will be submitted to Planning and Development Committee for approval and only after will the applicant be approved to commence repairs.

.../2



# HISTORY/FACTS - SENIOR CITIZENS TAX REBATE PROGRAMME

- Programme started in 1966 as a $100.00 Education Tax Rebate
  - Applicants had to qualify by way of a means test.

- 1970 - Approximately 4,000 Seniors qualified and the annual cost to the City was $300,000.

- 1995 - Approximately 15,000 Seniors are eligible and the annual cost to the City is $965,000.

- 2020 - Approximately 19,000 Seniors will be eligible and the annual cost to the City will be 1.4 million.

- The total cost to the City for the Seniors Tax Rebate Programme since its inception is in excess of $16,000,000.

- Approximately 10,000 seniors aged 70 and over are tenants and receive no benefit from this programme.

- The cost to the average property owner with an assessment of $5,000., including you the seniors, who receive the benefit of the rebate, is $5.00 per property.

# CITY OF HAMILTON

# - RECOMMENDATION -

**DATE:** 1998 May 12

**REPORT TO:** Susan K. Reeder, Secretary
Finance and Administration Committee

**FROM:** J. G. Pavelka, P.Eng.
Chief Administrative Officer

Allan C. Ross
Treasurer

**SUBJECT:** Senior Citizen's Tax Credit - Revised Programme

**RECOMMENDATION:**

(a) That the City of Hamilton's $75.00 Elderly Citizens Tax Credit program be discontinued retroactive as of January 1, 1998, and

(b) That the City Solicitor be authorized and directed to rescind/amend By-Law No. 76-55, as amended, to give effect to this resolution.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

The total cost of this programme amounts to $1,063,725 in 1997.

**BACKGROUND:**

The Elderly Citizens Tax Credit Programme is administered by the Treasury Department under the provision of City of Hamilton By-Law No. 76-55. It provides, upon application, a $75 tax credit to citizens (home owners or their spouse) who are 70 years of age or over prior to January 1 of the current year who have owned and occupied their home for at least five years. In 1998, approximately 14,500 plus seniors are expected to participate in this tax credit programme.

The previous year's statistics are noted below:

**Senior Citizen Tax Credit Participation**

| Year | Number | Increase over Prior Year | Total Cost $ | Increase over Prior Year $ |
|---|---|---|---|---|
| **ACTUAL** | | | | |
| 1987 | 9,485 | 269 | 711,375 | 20,175 |
| 1988 | 9,711 | 226 | 728,325 | 16,950 |
| 1989 | 9,896 | 185 | 742,200 | 13,875 |
| 1990 | 10,437 | 541 | 782,775 | 40,575 |
| 1991 | 10,721 | 284 | 804,075 | 21,300 |
| 1992 | 11,511 | 790 | 863,325 | 59,250 |
| 1993 | 11,836 | 325 | 887,700 | 24,375 |
| 1994 | 12,441 | 605 | 933,075 | 45,375 |
| 1995 | 12,927 | 486 | 969,525 | 36,450 |
| 1996 | 13,796 | 868 | 1,034,700 | 65,175 |
| 1997 | 14,183 | 387 | 1,063,725 | 29,025 |
| **PROJECTION** | | | | |
| 1998 | 14,533 | 350 | 1,090,000 | 26,275 |

Demographic trends indicate that the population is aging and with a greater number of senior citizens participating in this program the costs are escalating significantly (increasing by 36.3% since 1987). In the next five years, the number of participants in the programme will increase. However, the real financial impact of the increase in senior citizens tax credits will not be felt until the next century due to the aging of the population, specifically the "baby boom" generation.

Clearly, the financial impact of the projected increase in the number of senior citizens will limit the ability of the City to effectively maintain the senior citizens property tax credit programme.

## SUMMARY OF THE TELEPHONE SURVEY

A survey was undertaken in February 1991 of other Senior Citizens Tax Credit programmes in other municipalities. In the telephone survey to 19 Ontario municipalities, 7 municipalities have rescinded their By-Law, 6 municipalities have never introduced the programme, and 6 of the municipalities are continuing the programme (4 of those require the senior citizens to be in receipt of the Federal or Provincial Guaranteed Income Supplement). The details on other municipalities within Hamilton-Wentworth are as follows:

| Municipality | Low-income program | Age Criteria | Income Criteria | Residency Criteria |
|---|---|---|---|---|
| Ancaster | None | | | |
| Dundas | $100 credit | 65 years old | receipt of GIS | owned a property 5 years or greater in Dundas |
| Flamborough | None | | | |
| Glanbrook | None | | | |
| Hamilton | $75 credit | 70 years old | None | owned a property in Hamilton over the previous 5 years |
| Stoney Creek | $60 credit | 70 years old | receipt of GIS | owned a property not less than 1 year in Stoney Creek |

**REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH PROGRAMMES**

Beginning in 1998, the Fair Municipal Finance Act requires municipalities to provide a tax relief program for Low-Income Seniors and Low-Income Disabled Persons experiencing assessment-related property tax increases. Under the circumstances the Regional Committee of the Whole approved a policy:

"a) That the policy for "Tax Deferral Program for Low-Income Seniors and Low-Income Disabled Persons" under section 373 of the Municipal Act, in accordance with the Fair Municipal Finance Act (1 & 2) as attached to report (FIN 98047), be approved and included in the Corporate Policy Manual.

b) That the appropriate Regional by-law be passed and enacted."

The details of the policy is enclosed as outlined in the recommendation letter of 1998 May 4 from James P. Bruzzese, Acting Treasurer & Commissioner of Finance. The interest charge of the tax deferral program will be zero in 1998 and be reviewed annually.

## PROVINCE OF ONTARIO AND FEDERAL PROGRAMMES

The previous Ontario Tax Grants for Seniors program was replaced in 1992 by a tax credit program which offsets property and sales taxes paid by seniors. The Ontario Tax Credits for Seniors program is designed to provide low income seniors with more property tax and sales tax support than under the Ontario Tax Grants for Seniors program. When seniors file their personal income tax returns, they claim the property tax and sales tax credits based on their property taxes or rent.

The Federal Government provides a "Guaranteed Income Supplement (G.I.S.)" to those pensioners who receive "Old Age Security" and require assistance based on their income levels.

The Province of Ontario also provides a "Guaranteed Annual Income System (GAINS)" to those pensioners who receive Guaranteed Income Supplement from Federal Government and require assistance based on their income levels.

## RECREATIONAL FACILITIES IN THE CITY FOR SENIOR CITIZENS

The City continues to provide to all Senior Citizens within the City programs and facilities at a total cost of $1,115,207 for the year 1997 at various locations such as Senior Citizens Centre - Central YWCA, Senior Citizens Centre - Main/Hess Complex, Senior Citizens Centre - Ottawa Street YWCA and 66 Ottawa Street and Sackville Senior Citizens Centre. The City also continues to provide additional facilities such as the provision for Riverdale Recreation Centre.

## CONCLUSIONS

The Federal and Provincial Governments have converted their grant programmes from universal to geared-to-income programmes due to the mounting maintenance costs. These Tax Credits/Grants and other financial programmes are now available to those who are in greatest need. The Regional Municipality of Hamilton-Wentworth's tax deferral Program for Low-Income Seniors will provide tax relief for assessment-related increases to those applicants who are 65 years or older in receipt of the monthly GIS provision under Part II of the Old Age Security Act. In addition, it should be recognized that the City will continue to fund senior centres and programs that will benefit all seniors in the City.

Recognizing these factors and our continuing need for fiscal restraint, it is recommended that Council consider the discontinuing of the City of Hamilton's $75.00 Elderly Citizens Tax Credit Program retroactive as of 1998 January 1 as a budget reduction measure for 1998.

NRA:jc

c.c. Members of the Management Team

# REGION OF HAMILTON-WENTWORTH

## - RECOMMENDATION -

**DATE:** 1998 May 4

**REPORT TO:** Chairman and Members
Committee of the Whole

**FROM:** James P. Bruzzese
Acting Treasurer & Commissioner of Finance

**SUBJECT:** Policy for "Tax Deferral Program for Low-Income Seniors and Low-Income Disabled Persons"
(FIN 98047)

**RECOMMENDATION:**

a) That the policy for "Tax Deferral Program for Low-Income Seniors and Low-Income Disabled Persons" under section 373 of the Municipal Act, in accordance with the Fair Municipal Finance Act (1 & 2) as attached to report (FIN 98047), be approved and included in the Corporate Policy Manual.

b) That the appropriate Regional by-law be passed and enacted.

J.P. Bruzzese

**BACKGROUND:**

Commencing in 1998, municipalities are now required under the Fair Municipal Finance Act to provide a tax relief program for Low-Income Seniors and Low-Income Disabled Persons experiencing assessment-related property tax increases. The Fair Municipal Finance Act (Bill 106 and 149) legislates the following:

Fair Municipal Finance Act - 373 Municipal Act

"For the purposes of relieving financial hardship, the council of a municipality, other than a lower-tier municipality, may pass a by-law providing deferrals or cancellation of, or other relief in respect of, all or part of *assessment-related tax increases* on property in the residential/farm property class for owners who are, or whose spouses are,

a) low-income seniors as defined in the by-law; or
b) low-income persons with disabilities as define in the by-law"

*Assessment-related tax increases* are defined as "tax increases beginning in 1998 or beginning in a subsequent year for which the day or one of the days as of which current value is determined for the purposes of assessment for the taxation year is different from the corresponding day or days for the previous taxation year." More simply, this is the increase in 1998 taxes using the 1997 budget applied to the 1998 assessment and does not include increases resulting from 1998 budgetary changes or downloading.

The Municipal Act states that if Council elects to implement a phase-in program, then the assessment-related increases for the purposes of the low-income program will be adjusted accordingly. For example, an assessment-related increase of $300 in conjunction with a 3 year phase-in program would result in the first-year tax increase of $100 which would qualify for a tax relief program. In year two, the qualifying amount would be $200. Regional Council has not made its determination on the implementation of phase-ins. Decisions on phase-ins may impact the financial analysis completed in this report on the cost of providing the low-income tax relief programs, however, it will not change the policy recommendations for the tax relief program.

As part of a deferral or cancellation of tax increases, or any other relief in respect of tax increases, the amount of taxes paid by the municipality to the school board shall be reduced accordingly.

The Municipal Act states that in a two tier structure, the responsibility for establishing the policy for the tax-relief program is at the upper tier. The administration of these programs, however, will be carried out by the local municipalities. The Act further states that "the treasurer of a municipality who issues a tax certificate in respect of a property for which taxes have been deferred, shall show the amount of the deferred taxes and any accrued interest on the certificate."

Financial/Staffing/Legal Implications:

There are a number of decisions that Regional Council will be required to make in the establishment of a tax relief program for low-income seniors and low-income disabled persons. The following sections provide information respecting other tax-relief programs that taxpayers currently utilize, the rationale used to develop the attached policy and the financial impact analysis of the proposed program in Hamilton-Wentworth.

1. Property Tax Relief Programs for Low-Income Seniors

Currently, municipalities have the option of providing a tax credit to seniors towards their property taxes under provisions of the Municipal Elderly Resident's Assistance Act. Tax credits under this provision represent an annual write-off of taxes by the municipality. Municipalities can set their own criteria for eligibility. This method of relief does not equate the amount of tax relief to the assessment-related tax increases, but rather serves to provide a prescribed amount of tax relief, for eligible taxpayers, whether or not they face a tax increase. While the Fair Municipal Finance Act mandates a tax relief program from low-income seniors and low-income disabled persons, local Councils may also continue to provide assistance through a separate program under the Municipal Elderly Resident's Assistance Act.

The following summarizes the existing programs offered to seniors in the Region of Hamilton-Wentworth:

| Municipality | Low-income program | Age Criteria | Income Criteria | Residency Criteria |
|---|---|---|---|---|
| Ancaster | None | | | |
| Dundas | $100 credit | 65 years old | receipt of GIS | owned a property 5 years or greater in Dundas |
| Flamborough | None | | | |
| Glanbrook | None | | | |
| Hamilton | $75 credit | 70 years old | None | owned a property in Hamilton over the previous 5 years |
| Stoney Creek | $60 credit | 70 years old | receipt of GIS | owned a property not less than 1 year in Stoney Creek |

1997 credits - Municipal Elderly Resident's Assistance Act

| Municipality | Eligible Applicants | $ credits provided |
|---|---|---|
| Dundas | 114 | $11,400 |
| Hamilton | 14,183 | $1,063,725 |
| Stoney Creek | 189 | $11,340 |

The Area Treasurers in the respective municipalities, have indicated that these programs will be under review during the 1998 budget deliberations.

Ontario Tax Credits

The Ontario government provides a form of property tax relief to low-income residents through a credit program. Essentially, this is a credit on property taxes paid by taxpayers meeting the low-income criteria. The offering of any **municipal** credit program off-loads costs from the Province to the Municipality because the Ontario Credit is calculated using the amount of property taxes paid.

2. **Regional Policy**

Regional Council Decision: Definition of "Low-Income Senior"

The Municipal Finance Officers' Association of Ontario (MFOA) developed sample definitions and criteria for tax treatment provisions for seniors and disabled. One of the stated objectives in providing sample definitions was to help achieve consistency in applying these provisions across Ontario's municipalities.

MFOA found that the most common method of defining low-income seniors was using the criteria of age 65 and over, and to be in receipt of benefits under the Guaranteed Income Supplement (GIS) program. The GIS is a federal program administered by Human Resources Development Canada, in conjunction with the Old Age Security program. The GIS is a monthly benefit, dependent on income for Old Age Security pensioners with limited income apart from the Old Age Security Pension. To qualify for GIS, a person must be receiving the Old Age Security pension, must be a resident in Canada, and their income must be below the qualifying level.

In addition to achieving consistency with other municipalities, the use of GIS as a low-income measure eliminates the administration of a separate application process. Applicants would need only demonstrate proof of GIS benefits to qualify for the Regional relief program.

MFOA also identified an alternate criteria for low-income seniors based on the Guaranteed Annual Income System (GAINS), a provincial program administered by the Ontario Ministry of Community and Social Services. To qualify for GAINS, an individual must be in receipt of the OAS pension **and** the GIS, be a permanent resident in Ontario for the preceding 12 months and must have an income below the qualifying level as guaranteed by the Province. The GAINS income test is more restrictive than that required under the GIS.

***Recommendation:***

***That the Region of Hamilton-Wentworth use the following criteria to define low-income seniors:***

- ***applicant must be 65 years or older and***
- ***in receipt of the monthly GIS provided under Part II of the Old Age Security Act***

Regional Council Decision: Definition of "Low-Income Disabled Persons"

The MFOA recommend that in order to qualify under the low-income disabled tax relief program, the taxpayer must be

- in receipt of benefits under the Ontario Disability Support Program (ODSP) or
- in receipt of disability amounts under the current Family Benefits Act (FBA) or
- in receipt of benefits under the GAINS for the disabled and be eligible to claim a disability amount as defined under the Income Tax Act.

The ODSP was introduced in legislation in June 1997 (Bill 142) to more effectively meet the needs of persons with disabilities, by removing them from the Welfare system (FBA). The Act is expected to be proclaimed by mid-1998. Therefore, until the ODSP has been implemented, it is recommended that the Region use receipt of the current FBA program as one of its criteria for low-income disabled.

***Recommendation:***

***That the Region of Hamilton-Wentworth adopt the criteria established by MFOA to define low-income disabled persons.***

Regional Council Decision: Cancellation vs Deferral

The objective in providing a program for low-income seniors and low-income disabled persons is to minimize the impact to a segment of the taxpayers who may experience undue financial hardship as a result of assessment-related tax increases.

Regional Council must determine what type of mandated tax relief program to provide to low-income seniors and low-income disabled persons; either through the establishment of a tax cancellation program or a tax deferral program. While both programs satisfy the overall objective of mitigating undue financial hardship resulting from reassessment, the impact to the tax base is significantly different. The following summarizes the implications of each approach.

A cancellation of the assessment-related tax increases to eligible applicants would be funded from the current property tax base. Cancellations are essentially write-offs, the cost of which is borne by the remaining taxpayers. Cancellation provides a greater benefit to those property taxpayers experiencing an increase, however, the cost of providing such a program is at the expense of the general tax base. Because the cost of a cancellation program would be spread across the entire assessment base, properties already experiencing significant tax increases and that do not qualify under the relief programs will face further financial hardship.

Deferral programs provide benefits to those seniors who are "asset-rich and income poor" while negating the financial impact to the balance of municipal taxpayers. Similar to cancellation programs, deferral programs also meet the objective of minimizing financial hardships caused by assessment-related property tax increases, for those that qualify.

Deferred amounts represent a lien against the property, under provisions established under Section 382 of the Municipal Act. Deferred taxes are recoverable when the property is sold to a new owner. Tax deferral programs have been administered in other municipalities across Ontario to provide assistance to low-income seniors. While deferral programs do provide taxpayers with an ability to reduce their tax burden, the participation rate for these programs is low. Our analysis suggests that the participation rate of eligible taxpayers has historically been in the range of 2-3%. Tax cancellations, on the other hand, would likely result in 100% participation rate.

Given the downloading costs that every taxpayer in Hamilton-Wentworth will be faced with in 1998, the ability to mitigate financial hardship caused by reassessment through a deferral program and the existence of other tax relief programs such as the Ontario Tax Credit Program, it is recommended that a deferral, rather than a cancellation program, be instituted.

***Recommendation:***

***That Regional Council establish a property tax deferral program for low-income seniors and low-income disabled persons to provide relief from assessment-related increases commencing in 1998.***

Other Regional Policy Decisions

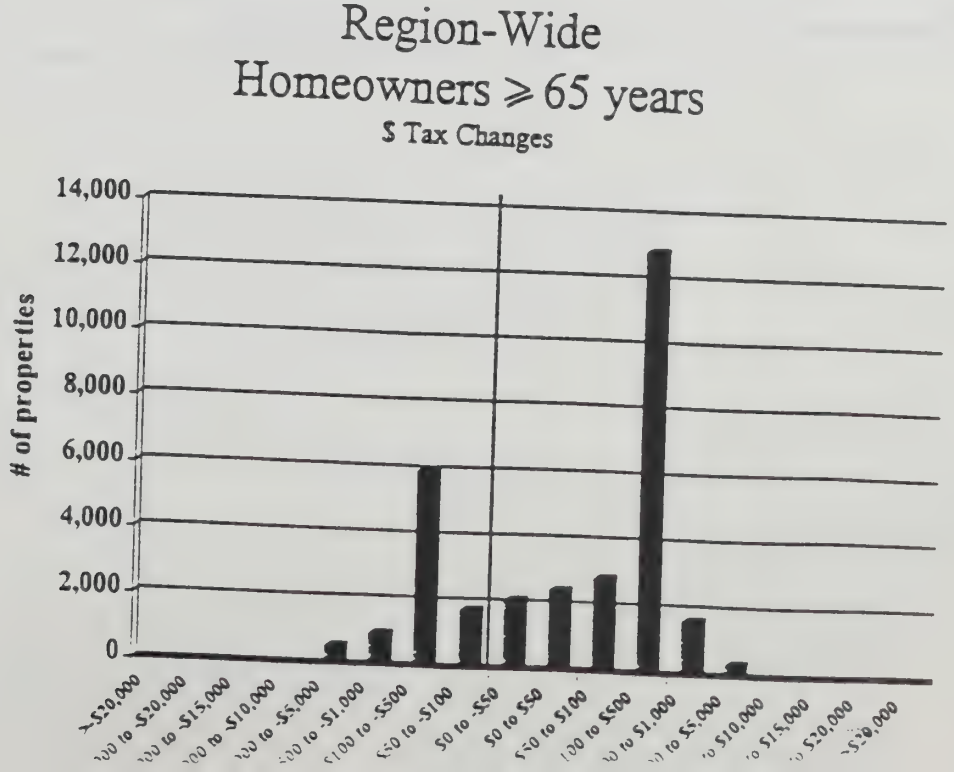
The attached policy establishes guidelines such as the application process, ownership criteria, repayment of deferred amounts and interest charges on deferrals. It should be noted that Council has the discretion to charge interest on the amount of property taxes deferred. The proposed policy recommends that interest be charged on deferred taxes at prime rate, to avoid any financing costs of the deferral program.

Regional Council has the ability to establish a threshold upon which the tax increase would be passed onto the property owner, with the remainder being eligible for cancellation or deferral. For example, Council may elect to provide a deferral program for low-income seniors and low-income disabled experiencing an assessment-related increase of $100 or greater. It is recommended, however, that no threshold be used and that eligible applicants be permitted to defer the entire assessment-related tax increase.

## 3. Financial Analysis

Staff have attempted to identify the financial implications of establishing the recommended policy for low-income seniors and low-income disabled persons. The information provided on a property-by-property basis on the assessment file does not permit the cross referencing of age or disability with low-income and assessment-related tax increases.

The following, therefore, is an approximation of the potential impact of the low-income seniors proposed program, using the following methodology. The first step in the analysis isolates the number of residential properties owned by persons 65 years of age or older. Exhibit 1 illustrates the number of properties owned by persons 65 years of age or older experiencing tax increases/decreases.



Of the 31,800 properties owned by persons 65 or older, 64% of these properties experience an increase in Hamilton-Wentworth (average increase $253). The total 1998 increase for residential properties owned by persons 65 or older is $5 million. In order to determine the potential financial implication of a deferral program using GIS as an income indicator, an assumption was made using the most recent Statistics Canada indices. Low income, as defined by Statistics Canada, is similarly defined to the GIS criteria of low-income. In Hamilton-Wentworth approximately 20% meet the low-income criteria. Applying this assumption, the financial impact in 1998, if all of the potential applicants elected to take advantage of the relief program, would be approximately $1 million.

Due to the lack of availability of information respecting low-income disabled persons, staff were unable to isolate the tax impact on a property-by-property basis. The Province's Ministry of Community and Social Services indicated, however, that approximately 843 disabled persons in Hamilton-Wentworth are in receipt of Family Benefit Allowance and own their own home. Therefore, assuming that the number and average property increase within this segment of the residential property class is similar to the total class, the financial implication in 1998, if all of the potential applicants elected to take advantage of the relief program, would be approximately $130,000.

Summary of potential applicants and financial impact

| | Estimated # of Properties Experiencing an Increase | Estimated Total Amount of Tax Increase Eligible for Relief |
|---|---|---|
| Low-income seniors | 4,050 | $1.00 million |
| Low-income disabled | 430 | $0.13 million |

## Summary

Most regions and municipalities across Ontario are currently in the process of developing tax relief policies for low-income seniors and low-income disabled persons. Based on staff discussions with municipalities across Ontario, the recommendations contained in this report and the attached policy, are consistent with the direction that other municipalities are planning to undertake.

The criteria for eligibility proposed in this report is consistent with the generally accepted definitions of low-income, seniors and disabled used by other municipalities in relief programs, as well as Ontario and Federal government programs. By establishing a deferral program, the Region will provide assessment-related tax relief for low-income seniors and disabled persons, without increasing the financial burden on the rest of the tax base. Given the significant property tax increases that will occur in 1998 as a result of CVA, and the additional burden that provincial downloading will have on the taxpayers of Hamilton-Wentworth, the deferral program is the most appropriate alternative.

# Tax Deferral Program for Low-Income Seniors & Low-Income Disabled Persons

May 7, 1998

# Tax Deferral Program for Low-Income Seniors and Low-Income Disabled Persons

**Legislation:**

Amendments to the Municipal Act, section 373 (R.S.O. 1997) requires that the Regional Municipality of Hamilton-Wentworth enact a by-law to defer, cancel or provide tax relief to low income seniors and low income persons with disabilities or their spouses. This relief is to be applied to all or part of the assessment-related increases in municipal or education taxes in the residential/farm property class.

Assessment-related increases are defined in the Municipal Act as "tax increases beginning in 1998 or beginning in a subsequent year for which the day or one of the days as of which current value is determined for the purposes of assessment for the taxation year is different from the corresponding day or days of the previous year."

**Policy Statement:**

All eligible low-income seniors and persons with disabilities shall be entitled to a deferral of that portion of their current property tax increase which results from a change to the assessment of their residential property pursuant to the requirements of the Fair Municipal Finance Act of Ontario, 1997.

**Objective of the Policy:**

To minimize the impact for low-income seniors and persons with disabilities who may experience undue financial hardship as a result of the assessment-related tax increases beginning in 1998 or subsequent taxation years pursuant to the Municipal Act, Section 373 (R.S.O. 1997) as amended.

**Administration of the Policy:**

The administration of this policy is the responsibility of the Treasurers of the Area Municipalities within the Regional Municipality of Hamilton -Wentworth.

**Implementation of the Policy:**

This tax deferral policy shall apply to current municipal and education property taxes due from the residential/farm class properties. The Treasurer of the Area Municipalities in which the property exists must receive an application for tax deferral for each taxation year.

Any by-law enacted by Regional Council to grant deferral of taxes will apply to each Area Municipality and each School District. Taxes collected by the Area Municipalities for school and upper-tier purposes, will be reduced by the amount of the deferral. The

lower tier must pay the school board and upper-tier their share when the deferred taxes are paid.

**Guidelines for Application for Deferral of Taxes:**

For the purposes of implementing this policy, the following guidelines shall apply:

Low income seniors and persons with disabilities who experience property tax increases resulting from a province-wide reassessment of the residential/farm class properties, may apply for and receive a tax deferral under the following conditions.

Eligibility Criteria

To be eligible for a tax deferral under this policy, the applicant must meet age, occupancy, income level and ownership criteria as follows:

1. An owner, or spouse of an owner, may be eligible for tax deferral if one, or both;

   a. Is 65 years of age or older and in receipt of the monthly Guaranteed Income Supplement (GIS) provided under Part II of the Old Age Security Act (Canada), or

   b. Is disabled and in receipt of benefits from of one of the following:
      - under the Ontario Disability Support Program (ODSP)
      - disability amounts under Family Benefits Act (FBA)
      - disability amounts under the GAINS for the disabled and be eligible to claim a disability amount as defined under the Income Tax Act.

The applicant must verify eligibility by providing written proof of receipt of benefits from the appropriate program.

2. The applicant must occupy the residential property for which the tax deferral is applied for, and has been assessed as the owner of such residential property in the Regional Municipality of Hamilton-Wentworth for a period of one (or more) years(s) preceding the application.

3. To maintain eligibility the applicant's property taxes must be current (does not apply to arrears).

4. Tax assistance is only allowed on one principal residence of the qualified individual or the qualifying spouse. Appropriate proof of residency establishing continuous (ie not part-time) residency must be provided.

5. For properties that are jointly held or co-owned by persons other than spouses, both or all co-owners must qualify under the applicable eligibility criteria in order to receive tax relief.

Application for tax relief must be made annually to the Region to establish eligibility or continued eligibility. Application must be made by a date specified in the municipal by-law, on a form similarly prescribed by by-law.

**Repayment of Deferred Taxes:**

In the event of transference of title to the property, the remaining amount of all taxes deferred and applicable interest charged shall become due and payable on the date of transference of such title.

**Charges on Taxes Deferred:**

In the event a tax deferral is granted, interest will be charged at prime rate, to be updated annually on the date set out in the by-law.

**Effective Date of Policy:**

This policy and guidelines for implementation shall take effect on the date of the passage of the relevant by-law by Regional Council.

**CITY OF HAMILTON**
**1998 CURRENT BUDGET ESTIMATES**
**SERVICE/PROGRAM REDUCTION PACKAGE**

**FORM NO. 6**
Rev. 98/01

1. Department/Local Board MISCELLANEOUS - FINANCIAL
2. Considerations:
   (a) Amount 1998 $1,090,000 /Annualized Net Savings $1,090,000
   (b) Effective Date /Projected 1999 Net Savings $
   (c) Position Affected and F.T.E.'s

   (d) Status of Position (Vacant Occupied )
   (e) Affects Expenditure Revenue
3. Package Description

Senior Citizen's Tax Credit Programme - It provides, upon application, a $75 tax credit to citizens (home owners or their spouse) who are 70 years of age or over prior to January 1 of the current year who have owned and occupied their home for at least five years.

4. What are the consequences of not funding this package? (Service Implications, including revenue implications)

Seniors, identified above, would not be eligible to receive a property tax credit of $75 annually. Please see the enclosed report dated May 12, 1998.

5. Does this package affect other Depts./Boards? If so, how?

N/A

6. Are there alternative methods of providing or achieving the service as described above. If so, how?

Seniors are provided alternate service through Senior's Recreation Centre facilities in large. Please see the enclosed report from Corporate Management Team dated May 12, 1998.

7. Package ranking by - Dept./Board: of
   - Corp. Mgmt. Team: of

8. Account Analysis: (For more space please attach separate sheet)

| Account No. | Amount | Annualized Amount |
|---|---|---|
| CH 53301 24102 | | $1,090,000 |

**TOTAL AMOUNT**
(should agree to total in 2.(a)

**1999 CURRENT BUDGET RECOMMENDATIONS**

**CITY OF HAMILTON**

15.

| | REFERENCE MATERIAL | |
|---|---|---|
| | **TAB** | **PAGE NO.** |
| 1. That the recommended Program Changes (attached Page 3) in the amount of $2,114,530 be approved. | Program Changes | 227 - 229 |
| 2. That the one-time costs (attached Page 4) in the amount of $623,470 be approved and funded<br>a) $195,500 from the Reserve for Uninsured Losses, and,<br>b) $427,970 from the Tax Stabilization Reserve. | March 25 | 13 – 14 |
| 3. That the New/Enhanced program (attached Page 5) for the Assignment of School Crossing Guards – 5 locations in the net levy amount of $23,850 be approved and funded by a tax levy increase. | March 25 | 17 |
| 4. That the Supplementary Program Changes (#4 and #5) in the total amount of $800,000 be approved. | March 25 | Yellow Pages |
| 5. That the 1999 Tax Levy in the amount of $116,256,510 representing a 3.7% decrease from 1998 be approved, and that this results in the 1999 total approved expenditure budget of $_____. | | |

CITY OF HAMILTON

## OPERATING LEVY & CORPORATE FISCAL ISSUES

| | 1998 LEVY $ | 1999 LEVY $ | % CHANGE % | IMPACT ON TAX BILL $ | IMPACT ON TAX BILL % |
|---|---|---|---|---|---|
| **MAINTENANCE BUDGET** | 87,545,500 | 87,898,210 | 0.40% | 2.45 | 0.29% |
| **LESS:** RESTRUCTURING | | (1,957,000) | (2.24)% | (13.60) | (1.62)% |
| **ADD:** NEW / ENHANCED PROGRAMS | | 23,850 | 0.03% | 0.17 | 0.02% |
| **LESS:** RECOMMENDED PROGRAM CHANGES | | (2,114,530) | (2.42)% | (14.70) | (1.75)% |
| **SUBTOTAL** | | **83,850,530** | **(4.22)%** | **(25.68)** | **(3.06)%** |
| **LESS:** SUPPLEMENTARY APPROVED PROGRAM CHANGES | | (800,000) | (0.91)% | (5.56) | (0.66)% |
| **TOTAL** | | **83,050,530** | **(5.13)%** | **(31.24)** | **(3.72)%** |
| **NET CAPITAL FINANCING** | 17,141,960 | 17,371,010 | 1.34% | 1.59 | 0.19% |
| **OUTSIDE BOARDS & AGENCIES (as submitted)** | 16,034,640 | 15,834,970 | (1.25)% | (1.39) | (0.17)% |
| **TOTAL NET LEVY** | **120,722,100** | **116,256,510** | **(3.70)%** | **(31.04)** | **(3.70)%** |

CITY OF HAMILTON

## RECOMMENDED PROGRAM CHANGES

| No. | Dept. | Description | ANNUALIZED IMPACT | FTE'S |
|---|---|---|---|---|
| 1 | Street & San. | Elimination of 1 Administration position | (43,940) | (1.00) |
| 2 | Parks | 5% reduction in grass maintenance | (42,000) | (1.00) |
| 3 | Parks | Eliminate City funding for Chrysanthemum Show | (105,000) | (2.00) |
| 4 | Traffic | Reduce routine Sign Maintenance | (30,000) | (0.50) |
| 5 | Traffic | Eliminate unwarranted school crossing guard supervision (various) | (52,280) | (1.30) |
| 6 | Traffic | Parking Permit fee increase | (59,000) | |
| 7 | Traffic | Parking Control - Increase level of parking enforcement | (320,000) | |
| 8 | Traffic | Fleet Services - Vehicle Utilization Program | (180,000) | |
| 19 | Eng/Zon/Counter | Increase Committee of Adjustment Fee | (50,350) | |
| 20 | Planning | Planning Fee Increase | (138,350) | |
| 33 | Cult & Rec | Hamilton Civic Golf Courses - Increase User Fees | (170,000) | |
| 34 | Cult & Rec | Recreation Facilities, Sports Fields, Arenas - Increase User Fees | (55,790) | |
| 35 | Cult & Rec | Summer Tennis Program - transfer operation to community | (13,000) | (1.00) |
| 36 | Cult & Rec | Recr. Serv. - Community, reduce grants to various outside Boards 10% | (67,590) | |
| 37 | Cult & Rec | Ivor Wynne Stadium | (63,000) | (1.50) |
| 38 | Cult & Rec | Chedoke Winter Sports Park | (285,830) | (9.60) |
| 39 | Cult & Rec | Hamilton Farmers' Market - Increase User Fees | (56,110) | |
| 40 | Cult & Rec | Hamilton Museum of Steam & Technology - Increase User Fees | (5,000) | |
| 41 | Cult & Rec | Cultural Services - Elimination of vacant Admin. Position | (32,130) | (1.00) |
| 43 | Clerks | Information Desk | (70,160) | (1.50) |
| 44 | Clerks | Administrative - Vital Statistics Fees | (275,000) | |
| | | **TOTAL RECOMMENDED PROGRAM CHANGES** | **(2,114,530)** | **(20.40)** |

## SUPPLEMENTARY PROGRAM CHANGES APPROVED BY BSC

| | | | ANNUALIZED IMPACT | FTE'S | |
|---|---|---|---|---|---|
| 4 | Financials | Reduce provision for Tax Remissions towards 1997 levels | (300,000) | | |
| 5 | Financials | Reduce reserve transfers for Sick Leave & WCB to 1998 levels | (500,000) | | |
| | | **TOTAL SUPPLEMENTARY PROGRAM CHANGES APPROVED BY BSC** | **(800,000)** | **0.00** | |
| New | Financials | Replace $75 Seniors Tax Rebate with $150 Rebate to GIS Recipients Only | (650,000) | | SEE ATTACHED REPORT |
| 2 | Financials | Eliminate $75 Seniors Tax Rebate | (1,115,000) | | REVISED |
| 6 | Financials | Eliminate Downtown Parking initiatives | (438,350) | | |
| 12 | Comm. Serv. | Huntington Park District Centre | (287,730) | (14.10) | |
| 13 | Comm. Serv. | Ivor Wynne Stadium | (706,570) | (10.80) | |

**CITY OF HAMILTON**

**1999 CURRENT BUDGET**

**ONE-TIME ITEMS**

| DEPT/DIV | DESCRIPTION | NET AMOUNT $ |
|---|---|---|
| Legal Services | Outside Counsel Costs | 195,500 |
| Info Technology | Peoplesoft Operating Costs for 1999 | 333,470 |
| Parks | Funding of Chrysanthemum Show | 94,500 |
| | **Total** | 623,470 |

**CITY OF HAMILTON**

**1999 CURRENT BUDGET**

**NEW / ENHANCED PROGRAMS**

| DEPT/DIV | DESCRIPTION | NET LEVY IMPACT $ |
|---|---|---|
| Traffic | Assignment of School Crossing Guards - 5 locations | 23,850 |

CA4 ON HBL A05
A31
1999

URBAN
MUNICIPAL
April 22, 1999

The Urban/Municipal Collection
2nd Floor
Hamilton Public Library
+ Bill

URBAN MUNICIPAL
MAY 1 1999
GOVERNMENT DOCUMENTS

***MEETING OF THE COUNCIL***
***OF THE CORPORATION OF THE CITY OF HAMILTON***

***Tuesday, April 27, 1999***
***7:30 o'clock p.m.***
***Council Chambers, City Hall***

***J. J. Schatz***
***Municipal Clerk***

## AGENDA

1. ***National Anthem.***

2. ***Opening Prayer:*** *Reverend Stephen Chmilar,*
*St. Nicholas Ukrainian Catholic Parish*

3. ***Certificates of Recognition:***

(a) *75th Scouting Group*

*Randy Shane Soepboer*
Tyler Potter
Natalia Paglia
Mathew Ballyk
*Grant Mattis*
Bradley Griffin
Laura Ballyk

(b) 424 Transport and Rescue Squadron (City of Hamilton Squadron)

***Presentation***

(c) Major Roland Shea, The Salvation Army to present the Red Shield Flag to Mayor Morrow

* ***Nominating Committee – Appointment to the Hamilton Public Library Board.***

4. ***Adoption of the minutes of the meeting held March 30, 1999 and the special meeting held April 20, 1999.***

5. ***Correspondence.***

6. ***Reports of the Standing Committees:***

   ***(a) Transport and Environment Committee.***
   ***(b) Parks and Recreation Committee.***
   ***(c) Planning and Development Committee.***
   ***(d) Finance and Administration Committee.***
   ***(f) Nominating Committee.***
   ***(g) City of Hamilton Licensing Committee.***

7. ***Notices of Motion for next meeting.***

8. ***Appointment of an Acting Mayor for the month of May, 1999.***

9. ***Question Period.***

10. ***Adjournment.***

# MINUTES

Minutes of Hamilton City Council
Tuesday, April 13, 1999
7:30 o'clock p.m.
Council Chamber, City Hall

The Council met:

There were present: Mayor R. M. Morrow;
Aldermen M. Kiss, M. Caplan, A. Horwath,
R. Corsini, B. Morelli, D. Haining, D. Wilson,
G. Copps, C. Collins, F. Eisenberger, T. Jackson,
B. Charters, T. Anderson, B. Kelly, F. D'Amico,
D. O'Sullivan.

Mayor R. M. Morrow called the meeting to order.

Reverend Susan Best, Christ's Church Cathedral led Council in prayer.

## PRESENTATIONS

Commanding Officer HMCS Star Lieutenant Commander Doug Martin presented a Certificate to Mayor R. M. Morrow proclaiming him an honorary member of the crew of the HMCS Star in the Naval Reserve.

* * * * * * * * * * * * * * *

Ms. D. Laroque and Ms. A. Perrotte invited all members of City Council to attend the Ebony Fashion Fair at Michelangelo Banquet Centre on Thursday, May 13, 1999.

* * * * * * * * * * * * * * *

Alderman R. Corsini, on behalf of the members of City Council presented Mayor Morrow with a gift and best wishes for his health after his recent illness.

## ADOPTION OF MINUTES

The minutes of the meeting held March 30, 1999 were adopted as circulated.

## CORRESPONDENCE

1. Letter dated March 29, 1999 from Canadian National Railway, Toronto, for a change in zoning from "J" (Light and Limited Heavy Industry, etc.) District to "H" – 'H' (Community Shopping and Commercial, etc. – Holding) District (Block "1") and from "J" (Light and Limited Heavy Industry, etc.) District to "A" (Conservation, Open Space, Park and Recreation) District (Block "2") to permit the conversion of the existing building for use as a Training Centre, Restaurant, Office, Retail & Entertainment uses and the construction of a new building for use as a 78 bed Residential Care Facility (Block "1") and open space uses (Block "2") for lands known as 360 James Street North.

   **Received.**

2. Letter dated March 31, 1999 from Canadian National Railway Company, Toronto, for a change in zoning from "H" (Community Shopping and Commercial, etc.) District (Block "1") and "J" (Light and Limited Heavy Industry, etc.) District (Block "2") to "G-3" – 'H' (Public Parking Lots – Holding) District to permit the use of the lands as a public parking lot for lands located west of James Street North south of C.N. Railway.

   **Received**.

* * * * * * * * * * * * * * * * * *

It was moved by Alderman Kiss and seconded by Alderman Caplan that the Reports of the Planning and Development Committee, and the Finance and Administration Committee, be considered in Committee of the Whole with Alderman D'Amico in the chair.

**Recorded vote**.

**YEAS:** Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Eisenberger, Collins, Anderson, Kelly, D'Amico, O'Sullivan. –15.

**NAYS:** -0. **CARRIED.**

## PLANNING AND DEVELOPMENT COMMITTEE – NINTH REPORT

## FINANCE AND ADMINISTRATION COMMITTEE – SEVENTH REPORT

**Section 2 Re: Rodeo at Copps Coliseum**

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Kiss, Corsini, Morelli, Haining, Copps, Wilson, Eisenberger, Collins, Anderson, Kelly, D'Amico, O'Sullivan. – 13.

NAYS: Aldermen Caplan, Horwath. –2. **CARRIED.**

* * * * * * * * * * * * * * *

**Section 6 Re: Establishment of a Sub-Committee for allocating funds from the sale of surplus Freeway Lands**

It was moved by Alderman O'Sullivan and seconded by Alderman Anderson that Section 6 of the SEVENTH Report of the Finance and Administration Committee for 1999 be referred back.

**Recorded vote**.

YEAS: Aldermen Kiss, Corsini, Anderson, Kelly, O'Sullivan. –5

NAYS: Mayor Morrow, Aldermen Caplan, Horwath, Morelli, Haining, Copps, Wilson, Eisenberger, Collins, Charters, Jackson, D'Amico. –12. **LOST**.

* * * * * * * * *

**Section 6 Re: Establishment of a Sub-Committee for allocating funds from the sale of surplus Freeway Lands**

It was moved by Alderman Caplan and seconded by Alderman Wilson that Section 6 of the SEVENTH Report of the Finance and Administration Committee for 1999 be amended by deleting the word "determining" in sub-section (a) and replacing it with the word "recommending" in lieu thereof. **CARRIED.**

* * * * * * * *

**Section 6 Re: Establishment of a Sub-Committee for allocating funds from the sale of surplus Freeway Lands**

It was moved by Alderman Wilson and seconded by Alderman O'Sullivan that Section 6 of the SEVENTH Report of the Finance and Administration Committee for 1999 be amended by deleting sub-section (b) in its entirety, and replacing it with the following:

(b) That the method of financing for the Delta Secondary School Anniversary Project in the amount of $60,000 be from the approved 1998 Capital Budget Account for Red Hill Creek Valley expenditures. **CARRIED.**

* * * * * * * * * * * * * * *

**Re: Rule No. 9 - 1999 Interim Tax Billing**

It was moved by Alderman Wilson and seconded by Alderman O'Sullivan that Rule No. 9 of the City's Procedural By-law be invoked for this meeting of City Council in order to permit consideration of a resolution respecting setting of due dates for 1999 Interim Taxation for Properties Multi-Residential, Commercial and/or Industrial Assessments. **CARRIED.**

* * * * * * * * *

**Section 12 Re: 1999 Interim Tax Billing**

It was moved by Alderman Wilson and seconded by Alderman O'Sullivan that the following be added as Section 12 of the SEVENTH Report of the Finance and Administration Committee for 1999:

12. (a) That the due dates for the two instalments of 1999 interim taxation billing for properties with multi-residential, commercial and/or industrial assessments and any other properties not yet billed for 1999 interim taxation, be set no earlier than May 31 and June 30, 1999, respectively; and

(b) That the interim taxation rates and other conditions captured in the January 27, 1999 report be used to compute the taxation liabilities for the billing of this set of properties; and

(c) That the Director of Legal Services and Corporate Counsel be authorized and directed to prepare the appropriate City of Hamilton By-law(s) and that the By-law(s) be passed and enacted.

(d) That the following Bill be adopted, signed, sealed and enrolled as a By-law:

D-10: A By-law Respecting An Interim Tax Levy. **CARRIED.**

* * * * * * * * * * * * * * *

**Rule No. 9 Re: 1999 General Grant Process**

It was moved by Alderman Collins and seconded by Alderman Wilson that Rule No. 9 of the City's Procedural By-law be invoked for this meeting of City Council in order to allow consideration of a resolution respecting the 1999 General Grant Process.

**CARRIED.**

* * * * * * * *

**Section 13 Re: 1999 General Grant Process**

It was moved by Alderman Collins and seconded by Alderman Wilson that the following be added as Section 13 of the Seventh Report for 1999 of the Finance and Administration Committee as follows:

**13. 1999 General Grant Process**

(a) That the Committee of the Whole considers the 1999 General Grant requests which include written presentations only, at a meeting (subject to confirmation) May 6, 1999, 10:00 a.m.; and,

(b) That all 1999 General Grant applicants are advised of this process; and,

(c) That the Grants Process Group for processing the grant programs consist of the General Manager, Finance; the General Manager, Community Services Division; and the General Manager, Social and Public Health Services Division and other support staff; and,

(d) That the 1999 Convention/Reception Grant process continue in a similar fashion to that used in prior years, namely that this remain as a staff administrative process requiring an appropriate application to be completed, adhering to the funding formula of $4.00 per participant to a maximum level of $1,500, and payment of any grant funds be upon receipt of a summary report after the event and consistent with the Convention/Reception Grant Policy. **CARRIED.**

* * * * * * * *

**Section 13 Re: 1999 General Grant Process**

It was moved by Alderman Caplan and seconded by Alderman Horwath that Section 13 of the Seventh Report for 1999 of the Finance and Administration Committee, respecting the 1999 General Grant Process, be amended to add subsection (e) as follows:

(e) That the Grants Co-Ordinator report back to the Finance and Administration Committee with a policy which mirrors that used in the Regional Grant Process for implementation by the City in its year 2000 General Grant Process.

**Recorded vote on Section 13 as amended.**

**YEAS:** Aldermen Kiss, Caplan, Horwath, Corsini, Haining, Copps, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. –15.

**NAYS:** Mayor Morrow -1. **CARRIED.**

* * * * * * * * * * * * * * * *

**Re: Rule No. 9 - Canadian Ecumenical Jubilee**

It was moved by Mayor Morrow and seconded by Alderman Horwath that Rule No. 9 of the City's Procedural By-law be invoked for this meeting of City Council in order permit consideration of the Mayor's Report containing a resolution respecting the Canadian Ecumenical Jubilee. **CARRIED.**

* * * * * * * * *

**Re: Canadian Ecumenical Jubilee**

It was moved by Mayor Morrow and seconded by Alderman Horwath that:

**Whereas:** The start of the millennium should be a time to give new hope to the impoverished people of the world; and

**Whereas:** Unpayable debt to lending nations is presently keeping poor nations poor; and

**Whereas:** It is time to cancel the backlog of unpayable debts of the most impoverished nations; and

**Whereas:** It is time to call upon the leaders of lending nations to write off these debts by the year 2000; and

**Whereas:** We Canadians join the international campaign calling for debt cancellation by promoting the Biblical tradition of Jubilee:

**THEREFORE BE IT RESOLVED** that the City of Hamilton supports the local participants in the Canadian Ecumenical Jubilee initiative as part of the Jubilee 2000 community that calls on the leaders of the lending nations to cancel the debts of the poorest nations by the year 2000.

**CARRIED.**

It was moved by Alderman Kiss and seconded by Alderman Caplan that the Report of the Committee of the Whole on the Reports of the Planning and Development Committee, the Finance and Administration Committee and the Report of His Worship Mayor R. Morrow and resolutions, be adopted.

**Recorded vote.**

**YEAS:** Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Copps, Collins, Eisenberger, Jackson, Charters, Anderson, Kelly, D'Amico, O'Sullivan –17.

**NAYS:** -0.

**CARRIED.**

* * * * * * * * * * * * *

**City Council then adjourned at 8:35 o'clock p.m.**

* * * * * * * * * * * * *

**Taken as read and approved.**

**MAYOR R. M. MORROW**
**CHAIRMAN**

**J. J. Schatz, Municipal Clerk**
**April 13, 1999**
**JJS/bc**

Minutes of the Special Meeting of City Council
Tuesday, April 20, 1999
4:00 o'clock p.m.
Council Chambers, City Hall

The Council met:

Present: Mayor R. M. Morrow
Aldermen M. Kiss, M. Caplan, A. Horwath, R. Corsini, B. Morelli, D. Haining, D. Wilson, G. Copps, C. Collins, F. Eisenberger, T. Jackson, B. Charters, T. Anderson, B. Kelly, F. D'Amico, D. O'Sullivan.

Mayor R. M. Morrow called the meeting to order.

## COMMITTEE OF THE WHOLE – FOURTH REPORT

It was moved by Alderman Kiss and seconded by Alderman Copps that the Fourth Report of the Committee of the Whole, be adopted.

**Recorded vote.**

YEAS: Mayor Morrow, Aldermen Kiss, Horwath, Corsini, Copps, Collins, Eisenberger, Jackson, D'Amico. –9.

NAYS: Aldermen Kelly, O'Sullivan. -2. **CARRIED.**

* * * * * * * * * * * * *

City Council then adjourned at 4:05 o'clock p.m.

* * * * * * * * * * * * *

**Taken as read and approved.**

**MAYOR R. M. MORROW,**
**CHAIRMAN**

J. J. Schatz,
Municipal Clerk
April 20, 1999
JSS/dg

## REPORT OF THE COMMITTEE OF THE WHOLE

To the Council of the Corporation of the City of Hamilton

Members of Council.

The Committee of the Whole presents its **FOURTH** Report for 1999 and respectfully recommends:

### 1. 1999 Capital Budget

(a) That the provision for the City of Hamilton capital levy with specific reference to the "Pay-As-You-Go policy, be maintained at a two million dollar capital levy in 1999, a three million dollar capital levy in 2000, a four million dollar capital levy in 2001, a five million dollar capital levy in 2002, a six million dollar capital levy in 2003, a seven million dollar capital levy in 2004, an eight million dollar capital levy in 2005, a nine million dollar capital levy in 2006, and a ten million dollar capital levy in 2007 and 2008; and,

(b) That the total City of Hamilton funding envelope, as outlined in Schedule "A", Section (3), attached herewith, for the years 1999 through 2008 be set at 1999 for $20.270 million, 2000 for $24.574 million, 2001 for $21.861 million and 2002-2008 for $182.671 million to stay within the guidelines established by the Budget Steering Committee regarding Capital Budget debt charges impact to Current budget for 1999 at 0% and that the debt charges for 2000 to 2008 be established at an increase of 1% annually; and,

(c) That the City of Hamilton 1999 Capital Budget as outlined on Schedule "B", pages 1 and 2, attached herewith, be approved, as amended at $20.270 million (net cost).

(d) That the balance of Capital Projects Page 3 through Page 9 be reviewed by the Senior Management Team for consideration of a Capital Forecast Plan for the year 2000 through 2008 before December 31, 1999; and,

(e) That the 1999 projects be approved for implementation as outlined on Schedule "B" – Page 1 and 2 – attached herewith, indicating the method of financing, and that the originating Divisional General Managers be directed to proceed with these projects; and,

(f) That the Corporate Counsel be authorized to prepare the appropriate by-laws for Projects marked "DEB" (Schedule "B" – Page 2 – Column 15) with debenture financing in the total amount of $9,884,000; and,

(g) That the Regional Municipality of Hamilton-Wentworth be requested to consent to the issuance of debentures for a term not to exceed ten years as required for the above Projects noted in (f) above, requiring debenture financing for the year 1999.

**2. Grant Reduction - Kiwanis Boys and Girls Club**

That the grant to the Kiwanis Boys and Girls Club be reduced by 3% from the 1998 level.

**3. Grant Reduction - YWCA Seniors Programming**

That the grant to the YWCA Seniors Programming be reduced by 3% from the 1998 level.

**4. Bill**

That the following Bill be adopted, signed, sealed and enrolled as a By-law:

F-4 A By-law to Confirm the Proceedings of the Corporation of the City of Hamilton.

**Recorded vote on the Report of the Committee of the Whole.**

YEAS: Mayor Morrow, Aldermen Kiss, Horwath, Corsini, Copps, Collins, Eisenberger, Jackson, D'Amico. –9.

NAYS: Aldermen Kelly, O'Sullivan. -2. **CARRIED.**

**Respectfully submitted**

**MAYOR R. M. MORROW**
**CHAIRMAN**
**COMMITTEE OF THE WHOLE**

J. J. Schatz
Municipal Clerk
April 20, 1999

AMENDED
SCHEDULE "A" as referred to
in Section 1 of the FOURTH Report
of the Committee of the Whole for 1999.

# The Corporation of the City of Hamilton
## 1999–2008 CAPITAL BUDGET – FINANCING PLAN
### For Consideration of the Joint City/Region Budget Steering Committee
(Thousands of Dollars)

| NATURE OF FINANCING (1) | Net Cost (Gross Cost less External Revenue) Total (2) | 1999 (3) | 2000 (4) | 2001 (5) | 2002–2008 (6) | Reserve Balance 31–Dec–98 (7) |
|---|---|---|---|---|---|---|
| **(1) Capital Budget as Requested** | | | | | | |
| Reserves and Reserve Funds: | | | | | | |
| Reserve for Capital Project | 1,440 | 420 | 220 | 100 | 700 | 1,494 |
| Reserve for Development Charges | 18,242 | 850 | 790 | 805 | 15,797 | 4,938 |
| Reserve for Property Purchase | 1,800 | | 200 | 200 | 1,400 | 4,434 |
| Reserve for Red Hill Creek Development | 2,465 | 600 | 600 | 600 | 665 | 2,599 |
| Reserve for City's Share of Unsubdivided Land | 5,950 | 800 | 500 | 550 | 4,100 | 2,014 |
| Reserve for 5% Park Dedication | 5,400 | 400 | 300 | 300 | 4,400 | (189) |
| Reserve for Off–Street Parking | 4,956 | 510 | 865 | 545 | 3,036 | (2,859) |
| Reserve for Replacement of Mobile Equipment | 32,958 | 2,581 | 2,742 | 3,034 | 24,601 | 5,125 |
| Reserve for HECFI – Various | 8,425 | 2,055 | 720 | 1,040 | 4,610 | 2,539 |
| Sub–total | 81,636 | 8,216 | 6,937 | 7,174 | 59,309 | 20,095 |
| Capital Levy: | 64,000 | 2,000 | 3,000 | 4,000 | 55,000 | |
| Sub–total | 145,636 | 10,216 | 9,937 | 11,174 | 114,309 | |
| Debenture Issuance (External / Internal) | 190,414 | 20,295 | 31,394 | 22,857 | 115,868 | |
| Total Financing Required | 336,050 | 30,511 | 41,331 | 34,031 | 230,177 | |
| Impact on Current Budget for Debt Increases – Annual Average | 4.16% | 0.00% | 18.24% | 21.73% | 0.38% | |
| Impact on Current Budget Levy – Annual Average | 6.14% | 0.00% | 2.30% | 3.15% | 0.68% | |
| Impact on Current Budget Levy for Operating Expenditure | | 0.34% | | | | |
| **(2) Less Capital Projects Cancelled or Reduced** | | | | | | |
| Projects Reduced | (2,060) | (2,060) | | | | |
| Project Cancelled | (400) | (400) | | | | |
| Projects Transferred to 2000 For Further Review | 0 | (7,781) | 7,781 | | | |
| | (2,460) | (10,241) | 7,781 | 0 | 0 | |
| **(3) Capital Budget as Recommended** | | | | | | |
| Reserves, Reserve Funds & Capital Levy (as above): | 145,636 | 10,216 | 9,937 | 11,174 | 114,309 | |
| Debenture Issuance (External / Internal) | 100,891 | 10,054 | 14,637 | 10,687 | 65,513 | |
| Total Financing Required | 246,527 | 20,270 | 24,574 | 21,861 | 179,822 | |
| Impact on Current Budget for Debt Increases – Annual Average | 0.90% | 0.00% | 1.00% | 1.00% | 1.00% | |
| Impact on Current Budget Levy – Annual Average | 0.11% | 0.00% | 0.12% | 0.12% | 0.13% | |
| Impact on Current Budget for Operating Expenditure | | 0.16% | | | | |

The Corporation of the City of Hamilton

# 1999–2008 Capital Budget Program

AMENDED
SCHEDULE "B" as referred to
in Section 1 of the FOURTH Report
of the Committee of the Whole for 1999.

## PROJECTS BY YEAR & RANK ORDER

(Thousands of Dollars)

**For Consideration of the Joint City/Region Budget Steering Committee**

| Line No. (1) | C/R (2) | PROJ NO. (3) | DEPT (4) | PROJECT DESCRIPTION (5) | PROJECT Start (6) | PROJECT Finish (7) | Gross Cost (8) | EXT. Revenue (9) | D.C. (10) | NET SPENDING 1999 (11) | 2000 (12) | 2001 (13) | 2002–08 (14) | Nature Of Funding (15) | Annual Debt Charges (16) | Annual Operating Cost (17) | RANK (18) | NET CUMUL TOTAL (19) |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | ***1999*** | | | | | | | | | | | | | | |
| | | | | ***FUNDED BY GENERAL RESERVE (RESERVE FOR CAPITAL PROJECTS), CAPITAL LEVY & DEBENTURE:*** | | | | | | | | | | | | | | |
| 1 | C | 3.0 | CORS | ASBESTOS MANAGEMENT PROGRAM | 1999 | 1999 | 300 | 150 | | 150 | | | | RCP | | | 8.845 | 7,496 |
| 2 | C | 91.0 | PW&T | DOWNTOWN HAMILTON IMPROVEMENT PLAN – PHASE III | 1999 | 1999 | 2,350 | 200 | | 2,150 | | | | CL/DEB | 226 | 44 | 7.702 | 2,150 |
| 3 | C | 49.0 | CORS | ELECTRICAL DEREGULATION VARIOUS FACILITIES | 1999 | 1999 | 50 | 25 | | 25 | | | | RCP | | | 7.692 | 25 |
| 4 | C | 69.0 | COMS | INT'L CHILDREN'S GAMES MILLENNIUM FESTIVAL | 1999 | 2000 | 1,900 | 1,600 | | 300 | | | | CL | | | 7.659 | 300 |
| 5 | C | 2.0 | CORS | CENTRAL UTILITIES PLANT – Y2K MITIGATION | 1999 | 1999 | 170 | | | 170 | | | | RCP | | (15) | 7.575 | 170 |
| 6 | C | 6.0 | CORS | COPPS/CENTRAL LIBRARY MAJOR OVERHAUL OF EQUIP. | 1999 | 1999 | 235 | | | 235 | | | | CL | | 0 | 7.412 | 235 |
| 7 | C | 99.0 | PW&T | TRAFFIC SIGN REPLACEMENT | 1999 | 1999 | 75 | | | 75 | | | | RCP | | | 7.238 | 75 |
| 8 | C | 100.0 | PW&T | TRAFFIC SIGNAL MODERNIZATION | 1999 | 1999 | 64 | | | 64 | | | | CL | | | 7.182 | 7,560 |
| 9 | C | 63.0 | COMS | ASSET MANAGEMENT RECREATION CENTRES | 1999 | 1999 | 2,300 | | | 2,300 | | | | DEB | 309 | 53 | 6.975 | 4,450 |
| 10 | C | 61.0 | COMS | ASSET MANAGEMENT FIRE STATIONS | 1999 | 1999 | 700 | | | 700 | | | | DEB | 94 | | 6.885 | 725 |
| 11 | C | 64.0 | COMS | RISK MANAGEMENT – VARIOUS FACILITIES | 1999 | 1999 | 360 | | | 360 | | | | CL | | 0 | 6.885 | 660 |
| 12 | C | 31.0 | CORS | WEST AVENUE SCHOOL – RETROFIT HEATING SYSTEM | 1999 | 1999 | 50 | | | 50 | | | | DEB | 7 | (3) | 5.899 | 220 |
| 13 | C | 94.0 | PW&T | CITY'S SHARE OF LOCALS – RESIDENTIAL | 1999 | 1999 | 250 | | | 250 | | | | CL | | | 5.635 | 485 |
| 14 | C | 102.0 | PW&T | INVENTORY CONTROL SOFTWARE | 1999 | 1999 | 75 | | | 75 | | | | CL | | | 5.522 | 150 |
| 15 | C | 92.0 | PW&T | PARK DEVELOPMENT AND REDEVELOPMENT | 1999 | 1999 | 600 | | | 600 | | | | RDC/DEB | 40 | 44 | 5.435 | 8,160 |
| 16 | C | 95.0 | PW&T | ROADWAYS & SIDEWALKS RECONSTRUCTION PROGRAM | 1999 | 1999 | 5,000 | | | 5,000 | | | | DEB | 671 | | 5.275 | 9,450 |
| 17 | C | 76.0 | COMS | RIVERDALE RECREATION AND SENIOR CENTRE | 1999 | 2000 | 4,250 | | | 300 | 3,950 | | | RCP | | 184 | 2.426 | 4,975 |
| 18 | C | 114.0 | PW&T | COMMERCIAL IMPROVEMENT PROGRAMME – PHASE II | 1999 | 2001 | 120 | | | 120 | | | | RCP | | 5 | 1.706 | 780 |
| 19 | | | | ***Sub–total 1999 Capital Budget*** *(NET CITY COSTS - 24,220)* | | | 26,224 | 2,004 | 0 | 20,270 | 3,950 | 0 | 0 | | 1,347 | 383 | | |

April 20, 1999

The Corporation of the City of Hamilton

AMENDED

# 1999–2008 Capital Budget Program

Schedule "B"

## PROJECTS BY YEAR & RANK ORDER

(Thousands of Dollars)

**For Consideration of the Joint City/Region Budget Steering Committee**

| Line No. (1) | C/R (2) | PROJ NO. (3) | DEPT (4) | PROJECT DESCRIPTION (5) | PROJECT Start (6) | PROJECT Finish (7) | Gross Cost (8) | EXT. Revenue (9) | EXT. D.C. (10) | NET SPENDING 1999 (11) | NET SPENDING 2000 (12) | NET SPENDING 2001 (13) | NET SPENDING 2002–08 (14) | Nature Of Funding (15) | Annual Debt Charges (16) | Annual Operating Cost (17) | RANK (18) | NET CUMUL TOTAL (19) |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | ***FOLLOWING 1999 PROJECTS ARE BELOW THE CUT OFF POINT AND ARE NOT FUNDED.*** | | | | | | | | | | | | | | | |
| | | | | ***THESE PROJECTS WILL BE REVIEWED ALONG WITH NEXT YEAR'S PROJECTS:*** | | | | | | | | | | | | | | | |
| 1 | C | 10.0 | CORS | BIG SISTERS – 52 & 56 CHARLTON – RE-ROOFING | 1999 | 1999 | 75 | | | 75 | | | | | | 0 | 5.232 | 9,525 |
| 2 | C | 81.0 | CP&D | DIGITAL IMAGING OF ZONING MAPS | 1999 | 1999 | 300 | | 75 | 225 | | | | | | (50) | 5.196 | 9,825 |
| 3 | C | 66.0 | COMS | LIGHTING AND PARKING LOT REPAIRS | 1999 | 1999 | 500 | | | 500 | | | | | | 20 | 5.099 | 10,325 |
| 4 | C | 116.0 | PW&T | PARKING LOT & PATHWAY REPAIRS – VARIOUS | 1999 | 1999 | 250 | | | 250 | | | | | | 0 | 5.099 | 10,575 |
| 5 | C | 154.0 | PW&T | RAILWAY CROSSING – HI RAIL INSTALLATION | 1999 | 1999 | 61 | | | 61 | | | | | | | 4.786 | 10,636 |
| 6 | C | 5.0 | CORS | EMERGENCY LIGHTING / ALARM SYSTEM / P.A. SYSTEM | 1999 | 1999 | 100 | | | 100 | | | | | | (25) | 4.459 | 10,736 |
| 7 | C | 13.0 | CORS | SECOND APPARATUS DOOR AT TWO FIRE STATIONS | 1999 | 1999 | 90 | | | 90 | | | | | | 1 | 4.379 | 10,826 |
| 8 | C | 82.0 | CP&D | INTEGRATED MANAGEMENT AND TRACKING SYSTEM | 1999 | 1999 | 300 | | 75 | 225 | | | | | | (150) | 4.282 | 11,126 |
| 9 | C | 4.0 | CORS | ACCOMODATION & MAJOR RETROFIT–CORP. FACILITIES | 1999 | 1999 | 615 | 307 | | 308 | | | | | | (67) | 4.236 | 11,434 |
| 10 | C | 101.0 | PW&T | MAINTENANCE OF CITY'S PARKING LOTS | 1999 | 2008 | 50 | | | 50 | | | | | | | 4.186 | 11,484 |
| 11 | C | 62.0 | COMS | ASSET MANAGEMENT HAMILTON PUBLIC LIBRARY | 1999 | 1999 | 60 | | | 60 | | | | | | 0 | 4.146 | 11,544 |
| 12 | C | 59.0 | CORS | DISTRICT ENERGY PROJECT | 1999 | 1999 | 100 | 60 | | 40 | | | | | | | 4.006 | 11,584 |
| 13 | C | 11.0 | CORS | CAPITAL EQUIPMENT REPLACEMENT | 1999 | 1999 | 125 | | | 125 | | | | | | | 3.832 | 11,709 |
| 14 | C | 58.0 | CORS | ENERGY MANAGEMENT STUDY | 1999 | 1999 | 200 | | | 200 | | | | | | | 3.832 | 11,909 |
| 15 | C | 156.0 | PW&T | DAVIS CREEK EROSION MANAGEMENT STUDY | 1999 | 1999 | 100 | | | 100 | | | | | | | 3.829 | 12,009 |
| 16 | C | 78.0 | HSS | KING STREET / WALNUT REDEVELOPMENT | 1999 | 1999 | 600 | | | 600 | | | | | | 0 | 3.359 | 12,609 |
| 17 | C | 48.0 | CORS | PARKING GARAGE LIGHTING RETROFIT | 1999 | 1999 | 170 | | | 170 | | | | | | (45) | 3.336 | 12,779 |
| 18 | C | 7.0 | CORS | RE-ROOFING AT RYERSON RECREATION CENTRE | 1999 | 1999 | 200 | | | 200 | | | | | | 0 | 3.206 | 12,979 |
| 19 | C | 34.0 | CORS | BENETTO – ROOF REPLACEMENT | 1999 | 1999 | 285 | | | 285 | | | | | | | 3.206 | 13,264 |
| 20 | C | 36.0 | CORS | LAURIER RECREATION CENTRE | 1999 | 1999 | 300 | | | 300 | | | | | | | 3.206 | 13,564 |
| 21 | C | 37.0 | CORS | SOCIAL SERVICE BUILDING | 1999 | 1999 | 90 | | | 90 | | | | | | | 3.206 | 13,654 |
| 22 | C | 41.0 | CORS | GAGE PARK BAND SHELL | 1999 | 1999 | 80 | | | 80 | | | | | | | 3.206 | 13,734 |
| 23 | C | 56.0 | CORS | MOUNTAIN ARENA – COOLING TOWER | 1999 | 1999 | 100 | | | 100 | | | | | | | 3.206 | 13,834 |
| 24 | C | 57.0 | CORS | FACILITIES MANAGEMENT PILOT PROJECT | 1999 | 1999 | 250 | | | 250 | | | | | | | 3.206 | 14,084 |

April 20, 1999

The Corporation of the City of Hamilton

AMENDED

# 1999–2008 Capital Budget Program

Schedule "B"

## PROJECTS BY YEAR & RANK ORDER

(Thousands of Dollars)

**For Consideration of the Joint City/Region Budget Steering Committee**

| Line No. (1) | C/R (2) | PROJ NO. (3) | DEPT (4) | PROJECT DESCRIPTION (5) | PROJECT Start (6) | PROJECT Finish (7) | Gross Cost (8) | EXT. Revenue (9) | EXT. D.C. (10) | NET SPENDING 1999 (11) | NET SPENDING 2000 (12) | NET SPENDING 2001 (13) | NET SPENDING 2002–08 (14) | Nature Of Funding (15) | Annual Debt Charges (16) | Annual Operating Cost (17) | RANK (18) | NET CUMUL TOTAL (19) |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | ***FOLLOWING 1999 PROJECTS ARE BELOW THE CUT OFF POINT AND ARE NOT FUNDED.*** | | | | | | | | | | | | | | | |
| | | | | ***THESE PROJECTS WILL BE REVIEWED ALONG WITH NEXT YEAR'S PROJECTS:*** | | | | | | | | | | | | | | | |
| 25 | C | 107.0 | PW&T | FORESTRY RENOVATION – UPPER OTTAWA YARD | 1999 | 1999 | 90 | | | 90 | | | | | | | 3.206 | 14,174 |
| 26 | C | 106.0 | PW&T | PARKLAND ACQUISITION | 1999 | 1999 | 500 | | | 500 | | | | | | 16 | 3.203 | 14,674 |
| 27 | C | 71.0 | COMS | MULTI PAD ARENA/SPORTS COMPLEX | 1999 | 2001 | 9,750 | 9,750 | | | | | | | | 231 | 3.183 | 14,674 |
| 28 | C | 44.0 | CORS | CORPORATE NETWORK IMPROVEMENTS | 1999 | 1999 | 50 | | | 50 | | | | | | | 3.166 | 14,724 |
| 29 | C | 45.0 | CORS | CORPORATE NETWORK EXTENSIONS | 1999 | 1999 | 84 | | | 84 | | | | | | | 3.166 | 14,808 |
| 30 | C | 111.0 | PW&T | TRAFFIC CALMING | 1999 | 1999 | 100 | | | 100 | | | | | | | 2.899 | 14,908 |
| 31 | C | 113.0 | PW&T | TENNIS COURT – MAJOR REPAIRS | 1999 | 1999 | 25 | | | 25 | | | | | | | 2.806 | 14,933 |
| 32 | C | 12.0 | CORS | REPLACEMENT OF ORNAMENTAL (GLOBE) LIGHTING | 1999 | 1999 | 100 | | | 100 | | | | | | (3) | 2.413 | 5,075 |
| 33 | C | 105.0 | PW&T | FERGUSON AVE IMPLEMENTATION PEDESTRIAN/BIKE LINK | 1999 | 1999 | 580 | | | 580 | | | | | | 12 | 2.333 | 5,655 |
| 34 | C | 108.0 | PW&T | MOUNTAIN BROW STREET LIGHTING | 1999 | 1999 | 105 | | | 105 | | | | | | 0 | 2.213 | 5,760 |
| 35 | C | 84.0 | CP&D | TAX INCENTIVE PROGRAM FOR DESIGNATED BUILDINGS | 1999 | 1999 | 50 | | | 50 | | | | | | | 2.040 | 5,810 |
| 36 | C | 103.0 | PW&T | MAJOR GATEWAYS TO THE CITY | 1999 | 1999 | 700 | 200 | | 200 | 300 | | | | | 50 | 1.846 | 6,310 |
| 37 | C | 109.0 | PW&T | BOCCE, BASKETBALL, SHUFFLEBOARD COURTS, ETC. DEVELOP. | 1999 | 1999 | 53 | 3 | | 50 | | | | | | | 1.846 | 6,360 |
| 38 | C | 110.0 | PW&T | ESCARPMENT STEPS – FENNELL TO GREENHILL | 1999 | 1999 | 480 | | | 480 | | | | | | 2 | 1.746 | 6,840 |
| 39 | C | 112.0 | PW&T | IMPLEMENTATION OF '97 CORKTOWN NEIGHBOURHOOD PLAN | 1999 | 1999 | 50 | | | 50 | | | | | | | 1.666 | 830 |
| 40 | C | 121.0 | PW&T | CN LAND ACQUISITION – ENVIRONMENTAL ASSESSMENT | 1999 | 2000 | 780 | | | 80 | 700 | | | | | 24 | 1.017 | 1,610 |
| 41 | C | 86.0 | CP&D | ST. MARK'S CENTRE – BUILDING RENOVATION | 1999 | 2000 | 98 | | | 63 | 35 | | | | | | 0.897 | 1,708 |
| 42 | C | 104.0 | PW&T | WESTERLY GATEWAY – MAIN STREET WEST | 1999 | 1999 | 120 | | | 120 | | | | | | 6 | 0.717 | 1,828 |
| 43 | C | 83.0 | CP&D | URBAN ENTERTAINMENT CENTRE | 1999 | 2000 | 0 | | | | | | | | | | | 1,828 |
| 44 | | | | ***Sub–total Balance of 1999 Projects to be reviewed Next Year*** | | | 18,716 | 10,320 | 150 | 7,211 | 1,035 | 0 | 0 | | 0 | 22 | | |

April 20, 1999

328

The Corporation of the City of Hamilton

AMENDED

# 1999–2008 Capital Budget Program

Schedule "B"

## PROJECTS BY YEAR & RANK ORDER

(Thousands of Dollars)

**For Consideration of the Joint City/Region Budget Steering Committee**

| Line No. (1) | C/R (2) | PROJ NO. (3) | DEPT (4) | PROJECT DESCRIPTION (5) | PROJECT Start (6) | PROJECT Finish (7) | Gross Cost (8) | EXT. Revenue (9) | D.C. (10) | NET SPENDING 1999 (11) | NET SPENDING 2000 (12) | NET SPENDING 2001 (13) | NET SPENDING 2002–08 (14) | Nature Of Funding (15) | Annual Debt Charges (16) | Annual Operating Cost (17) | RANK (18) | NET CUMUL TOTAL (19) |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | **2000–2008** | | | | | | | | | | | | | | |
| 45 | C | 3.1 | CORS | ASBESTOS MANAGEMENT PROGRAM | 2000 | 2008 | 1,500 | 750 | | | 100 | 100 | 550 | | | | 8.845 | |
| 46 | C | 99.1 | PW&T | TRAFFIC SIGN REPLACEMENT | 2000 | 2000 | 75 | | | | 75 | | | | | | 7.238 | |
| 47 | C | 100.1 | PW&T | TRAFFIC SIGNAL MODERNIZATION | 2000 | 2008 | 666 | | | | 66 | 68 | 532 | | | | 7.182 | |
| 48 | C | 63.1 | COMS | ASSET MANAGEMENT RECREATION CENTRES | 2000 | 2008 | 21,307 | 550 | | | 1,077 | 1,570 | 18,110 | | | 53 | 6.975 | |
| 49 | C | 64.1 | COMS | RISK MANAGEMENT – VARIOUS FACILITIES | 2000 | 2003 | 1,655 | | | | 510 | 400 | 745 | | | 0 | 6.885 | |
| 50 | C | 61.1 | COMS | ASSET MANAGEMENT FIRE STATIONS | 2000 | 2008 | 3,175 | | | | 875 | | 2,300 | | | | 6.885 | |
| 51 | C | 87.0 | CP&D | ZONING BY-LAW REVIEW | 2000 | 2002 | 600 | | | | 200 | 200 | 200 | | | | 6.739 | |
| 52 | C | 97.1 | PW&T | PLAYSTRUCTURE REDEVELOPMENT | 2000 | 2008 | 2,907 | 207 | | | 300 | 300 | 2,100 | | | 12 | 6.302 | |
| 53 | C | 94.1 | PW&T | CITY'S SHARE OF LOCALS – RESIDENTIAL | 2000 | 2008 | 2,250 | | | | 250 | 250 | 1,750 | | | | 5.635 | |
| 54 | C | 67.1 | COMS | FIRE – VEHICLE / APPARATUS REPLACEMENT | 2000 | 2008 | 5,839 | | | | 326 | 546 | 4,967 | | | | 5.372 | |
| 55 | C | 95.1 | PW&T | ROADWAYS & SIDEWALKS RECONSTRUCTION PROGRAM | 2000 | 2008 | 76,137 | | | | 7,161 | 7,736 | 61,240 | | | | 5.275 | |
| 56 | C | 116.1 | PW&T | PARKING LOT & PATHWAY REPAIRS – VARIOUS | 2000 | 2008 | 2,250 | | | | 250 | 250 | 1,750 | | | 0 | 5.099 | |
| 57 | C | 66.1 | COMS | LIGHTING AND PARKING LOT REPAIRS | 2000 | 2005 | 2,035 | | | | 615 | 600 | 820 | | | 20 | 5.099 | |
| 58 | C | 60.0 | COMS | ASSET MANAGEMENT ARENAS | 2000 | 2007 | 16,745 | | | | 450 | 1,950 | 14,345 | | | 23 | 5.059 | |
| 59 | C | 85.0 | CP&D | NEIGHBOURHOOD PLAN REVIEW PROGRAM | 2000 | 2006 | 455 | | 110 | | 50 | 50 | 245 | | | | 4.912 | |
| 60 | C | 154.1 | PW&T | RAILWAY CROSSING – HI RAIL INSTALLATION | 2000 | 2005 | 387 | | | | 62 | 63 | 262 | | | | 4.786 | |
| 61 | C | 98.0 | PW&T | PARK DEVELOPMENT AND REDEVELOPMENT | 2000 | 2008 | 8,100 | | | | 900 | 900 | 6,300 | | | 66 | 4.342 | |
| 62 | C | 68.0 | COMS | DUNDURN HISTORIC LANDSCAPE RESTORATION | 2000 | 2002 | 1,600 | 800 | | | 500 | 300 | | | | 10 | 4.322 | |
| 63 | C | 82.1 | CP&D | INTEGRATED MANAGEMENT AND TRACKING SYSTEM | 2000 | 2001 | 600 | | 150 | | 225 | 225 | | | | (150) | 4.282 | |
| 64 | C | 4.1 | CORS | ACCOMODATION & MAJOR RETROFIT–CORP. FACILITIES | 2000 | 2001 | 15,200 | 7,600 | | | 3,850 | 3,750 | | | | (67) | 4.236 | |
| 65 | C | 117.0 | PW&T | HAMILTON BEACH FLOOD CONTROL – PHASE I | 2000 | 2001 | 870 | | | | 435 | 435 | | | | 3 | 4.226 | |
| 66 | C | 101.1 | PW&T | MAINTENANCE OF CITY'S PARKING LOTS | 2000 | 2008 | 450 | | | | 50 | 50 | 350 | | | | 4.186 | |
| 67 | C | 62.1 | COMS | ASSET MANAGEMENT HAMILTON PUBLIC LIBRARY | 2000 | 2003 | 1,250 | | | | 145 | 335 | 770 | | | 0 | 4.146 | |
| 68 | C | 14.0 | CORS | FIELDHOUSES – MECH., ELEC. & RE–ROOFING | 2000 | 2000 | 612 | | | | 612 | | | | | 1 | 4.049 | |
| 69 | C | 93.0 | PW&T | DOWNTOWN HAMILTON IMPROVEMENT PLAN – PHASE III | 2000 | 2008 | 7,477 | | | | 2,200 | 2,200 | 3,077 | | | | 3.972 | |

April 20, 1999

The Corporation of the City of Hamilton

AMENDED

# 1999–2008 Capital Budget Program

Schedule "B"

## PROJECTS BY YEAR & RANK ORDER

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| Line No. (1) | C/R (2) | PROJ NO. (3) | DEPT (4) | PROJECT DESCRIPTION (5) | PROJECT Start (6) | PROJECT Finish (7) | Gross Cost (8) | EXT. Revenue (9) | D.C. (10) | NET SPENDING 1999 (11) | NET SPENDING 2000 (12) | NET SPENDING 2001 (13) | NET SPENDING 2002–08 (14) | Nature Of Funding (15) | Annual Debt Charges (16) | Annual Operating Cost (17) | RANK (18) | NET CUMUL TOTAL (19) |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 70 | C | 155.0 | PW&T | SUBDIVISION WATERSHED PLAN FOR RH MASTER PLAN | 2000 | 2000 | 300 | | | | 300 | | | | | | 3.829 | |
| 71 | C | 80.0 | HSS | UPGRADE OF ADA PRITCHARD APARTMENTS | 2000 | 2000 | 1,399 | | | | 1,399 | | | | | 0 | 3.719 | |
| 72 | C | 79.0 | HSS | MACASSA REGENERATION | 2000 | 2000 | 1,100 | | | | 1,100 | | | | | 0 | 3.719 | |
| 73 | C | 171.1 | PS | PAVING AND RETROFIT OF CARPARKS | 2000 | 2008 | 940 | | | | 100 | 100 | 740 | | | 3 | 3.526 | |
| 74 | C | 172.1 | PS | CARPARK # 37 AND # 68 RETROFIT | 2000 | 2008 | 1,400 | | | | 200 | 200 | 1,000 | | | 10 | 3.392 | |
| 75 | C | 153.0 | PW&T | CITY'S SHARE OF SERVICES THROUGH UNSUBDIVIDED LANDS | 2000 | 2008 | 8,750 | | | | 900 | 950 | 6,900 | | | 19 | 3.259 | |
| 76 | C | 17.0 | CORS | CENTRAL FIRE STATION – MECH./ELEC. RETROFIT | 2000 | 2000 | 241 | | | | 241 | | | | | (3) | 3.206 | |
| 77 | C | 21.0 | CORS | HILL PARK RECREATION CENTRE–MECH./ELEC. RETROFIT | 2000 | 2000 | 110 | | | | 110 | | | | | 0 | 3.206 | |
| 78 | C | 35.0 | CORS | CAPITAL EQUIPMENT REPLACEMENT | 2000 | 2000 | 162 | | | | 162 | | | | | | 3.206 | |
| 79 | C | 106.1 | PW&T | PARKLAND ACQUISITION | 2000 | 2008 | 4,500 | | | | 500 | 500 | 3,500 | | | 16 | 3.203 | |
| 80 | C | 45.1 | CORS | CORPORATE NETWORK EXTENSIONS | 2000 | 2000 | 84 | | | | 84 | | | | | | 3.166 | |
| 81 | C | 96.1 | PW&T | VEHICLE REPLACEMENT PROGRAM | 2000 | 2008 | 24,538 | | | | 2,416 | 2,488 | 19,634 | | | | 3.006 | |
| 82 | C | 111.1 | PW&T | TRAFFIC CALMING | 2000 | 2003 | 600 | | | | 150 | 150 | 300 | | | | 2.899 | |
| 83 | C | 15.0 | CORS | REPLACEMENT OF MARKET REFRIGERATION UNITS | 2000 | 2000 | 390 | | | | 390 | | | | | 1 | 2.846 | |
| 84 | C | 113.1 | PW&T | TENNIS COURT – MAJOR REPAIRS | 2000 | 2002 | 65 | | | | 30 | | 35 | | | | 2.806 | |
| 85 | C | 74.0 | COMS | PUBLIC ART PROGRAMME | 2000 | 2000 | 120 | | | | 120 | | | | | 15 | 2.733 | |
| 86 | C | 118.0 | PW&T | PLASTIMET SITE REDEVELOPMENT MILLENIUM PROJECT | 2000 | 2001 | 450 | 225 | | | 125 | 100 | | | | 20 | 2.593 | |
| 87 | C | 163.0 | HECFI | HAMILTON PLACE – REPLACEMENTS & RENOVATIONS | 2000 | 2008 | 2,000 | | | | 400 | 200 | 1,400 | | | 0 | 2.590 | |
| 88 | C | 162.0 | HECFI | HCC & CC – VARIOUS EQUIPMENT REPLACEMENTS | 2000 | 2008 | 2,340 | | | | 320 | 480 | 1,540 | | | 0 | 2.590 | |
| 89 | C | 169.1 | PS | ELECTRONIC PARKING METER EXPANSION AND REPLACEMENT | 2000 | 2008 | 796 | | | | 85 | 85 | 626 | | | 2 | 2.473 | |
| 90 | C | 115.1 | PW&T | RED HILL VALLEY – RECREATION AND OPEN SPACE | 2000 | 2002 | 1,865 | | | | 600 | 600 | 665 | | | 55 | 2.433 | |
| 91 | C | 173.0 | PS | REVENUE CONTROL EQUIPMENT – YORK BLVD. | 2000 | 2000 | 330 | | | | 330 | | | | | (160) | 2.230 | |
| 92 | C | 19.0 | CORS | FOOTBALL HALL OF FAME – MECH./ELEC. RETROFIT | 2000 | 2000 | 251 | | | | 251 | | | | | (1) | 2.180 | |
| 93 | C | 18.0 | CORS | CONVENTION CENTRE–REPLACE VARIABLE SPEED DRIVES | 2000 | 2000 | 100 | | | | 100 | | | | | (5) | 2.180 | |
| 94 | C | 170.1 | PS | PAY, DISPLAY AND P.O.F. EQUIPMENT REPLACEMENT | 2000 | 2008 | 980 | | | | 150 | 160 | 670 | | | 10 | 2.140 | |
| 95 | C | 16.0 | CORS | COPPS COLISEUM – STEAM TO HOT WATER CONVERSION | 2000 | 2008 | 1,660 | | | | 135 | | 1,525 | | | (5) | 2.100 | |

April 20, 1999

The Corporation of the City of Hamilton

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|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 96 | C | 84.1 | CP&D | TAX INCENTIVE PROGRAM FOR DESIGNATED BUILDINGS | 2000 | 2006 | 350 | | | | 50 | 50 | 250 | | | | 2.040 | |
| 97 | C | 109.1 | PW&T | BOCCE, BASKETBALL, SHUFFLEBOARD COURTS, ETC. DEVELOP. | 2000 | 2008 | 477 | 27 | | | 50 | 50 | 350 | | | | 1.846 | |
| 98 | C | 120.0 | PW&T | ENHANCED STREETSCAPING | 2000 | 2002 | 108 | | | | 36 | 36 | 36 | | | 6 | 0.817 | |
| 99 | C | 119.0 | PW&T | WATER TRUCK – TRAFFIC ISLAND PROGRAMME | 2000 | 2000 | 68 | | | | 68 | | | | | 9 | 0.817 | |
| 100 | C | 65.0 | COMS | IVOR WYNNE STADIUM – REPLACEMENT OF ASTROTURF | 2001 | 2001 | 2,000 | | | | | 2,000 | | | | 0 | 6.379 | |
| 101 | C | 122.0 | PW&T | AMALGATION OF DISTRICT 2 & 3 PUBLIC WORKS YARDS | 2001 | 2002 | 2,900 | | | | | 1,700 | 1,200 | | | (80) | 4.612 | |
| 102 | C | 89.0 | CP&D | BROWNFIELDS REDEVLOPMENT TASK FORCE | 2001 | 2002 | 120 | 60 | | | | 30 | 30 | | | | 4.259 | |
| 103 | C | 25.0 | CORS | FIRE STATION 3 – REROOFING | 2001 | 2001 | 60 | | | | | 60 | | | | 0 | 3.463 | |
| 104 | C | 70.0 | COMS | SOUTH MOUNTAIN COMBINED FACILITY – PHASE I | 2001 | 2002 | 4,850 | 700 | 3,735 | | | 15 | 400 | | | 0 | 3.319 | |
| 105 | C | 8.0 | CORS | LIBRARY/MARKET – BOILER RETROFIT | 2001 | 2001 | 375 | | | | | 375 | | | | (50) | 3.246 | |
| 106 | C | 22.0 | CORS | CAPITAL EQUIPMENT REPLACEMENT | 2001 | 2001 | 128 | | | | | 128 | | | | 0 | 3.206 | |
| 107 | C | 23.0 | CORS | KENILWORTH COM. BUILDING – MECH/ELEC. RETROFIT | 2001 | 2001 | 193 | | | | | 193 | | | | (1) | 3.206 | |
| 108 | C | 44.1 | CORS | CORPORATE NETWORK IMPROVEMENTS | 2001 | 2002 | 100 | | | | | 50 | 50 | | | | 3.166 | |
| 109 | C | 24.0 | CORS | LAWFIELD ARENA BUILDING ENVELOPE REMEDIAL REPAIRS | 2001 | 2001 | 54 | | | | | 54 | | | | 0 | 3.086 | |
| 110 | C | 9.0 | CORS | CONVENTION CENTRE – AIR HANDLING UNIT RETROFIT | 2001 | 2001 | 95 | | | | | 95 | | | | 0 | 2.806 | |
| 111 | C | 123.0 | PW&T | HAMILTON BEACH TRAIL DEVELOPMENT | 2001 | 2003 | 2,138 | 1,069 | | | | 319 | 750 | | | | 1.780 | |
| 112 | C | 164.0 | HECFI | COPPS COLISEUM – EXTERIOR ELECTRONIC SIGN | 2001 | 2001 | 360 | | | | | 360 | | | | (25) | 1.397 | |
| 113 | C | 26.0 | CORS | MACNAB STREET TUNNEL – CONCRETE REPAIRS | 2002 | 2002 | 70 | | | | | | 70 | | | 0 | 3.832 | |
| 114 | C | 40.0 | CORS | WOODLANDS PARK | 2002 | 2002 | 22 | | | | | | 22 | | | | 3.206 | |
| 115 | C | 43.0 | CORS | SAM LAWRENCE PARK | 2002 | 2002 | 25 | | | | | | 25 | | | | 3.206 | |
| 116 | C | 42.0 | CORS | SAM MANSON | 2002 | 2002 | 20 | | | | | | 20 | | | | 3.206 | |
| 117 | C | 75.0 | COMS | CHEDOKE GOLF COURSES REDEVELOPMENT | 2002 | 2007 | 1,670 | | | | | | 1,670 | | | (20) | 2.493 | |
| 118 | C | 124.0 | PW&T | WADING POOL CONVERSIONS | 2002 | 2003 | 300 | | | | | | 300 | | | 0 | 2.180 | |
| 119 | C | 165.0 | HECFI | HAMILTON CONVENTION CENTRE–ROOFING SYSTEM | 2002 | 2002 | 390 | | | | | | 390 | | | 0 | 1.307 | |
| 120 | C | 39.0 | CORS | ALEXANDER PARK FIELD HOUSE | 2003 | 2003 | 15 | | | | | | 15 | | | | 3.206 | |
| 121 | C | 38.0 | CORS | MONTGPMERY PARK FIELD HOUSE | 2003 | 2003 | 55 | | | | | | 55 | | | | 3.206 | |

Apr. 28, 1999

The Corporation of the City of Hamilton

AMENDED

# 1999–2008 Capital Budget Program

Schedule "B"

## PROJECTS BY YEAR & RANK ORDER

(Thousands of Dollars)

**For Consideration of the Joint City/Region Budget Steering Committee**

| Line No. | C/R | PROJ NO. | DEPT | PROJECT DESCRIPTION | PROJECT Start | PROJECT Finish | Gross Cost | EXT. Revenue | EXT. D.C. | NET SPENDING 1999 | NET SPENDING 2000 | NET SPENDING 2001 | NET SPENDING 2002–08 | Nature Of Funding | Annual Debt Charges | Annual Operating Cost | RANK | NET CUMUL TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| (1) | (2) | (3) | (4) | (5) | (6) | (7) | (8) | (9) | (10) | (11) | (12) | (13) | (14) | (15) | (16) | (17) | (18) | (19) |
| 122 | C | 51.0 | CORS | COMMON WEALTH SQUARE – ELECTRICAL UPGRADE | 2003 | 2003 | 10 | | | | | | 10 | | | | 3.166 | |
| 123 | C | 73.0 | COMS | SOUTH MOUNTAIN COMBINED FACILITY PHASE II | 2003 | 2004 | 8,186 | 300 | 7,097 | | | | 789 | | | 1,089 | 3.079 | |
| 124 | C | 125.0 | PW&T | BEASLEY NEIGHBOURHOOD PLAN | 2003 | 2003 | 93 | | | | | | 93 | | | 2 | 2.636 | |
| 125 | C | 47.0 | CORS | HAMILTON PLACE H.V.A.C. RETROFIT | 2003 | 2003 | 3,857 | | | | | | 3,857 | | | | 2.493 | |
| 126 | C | 50.0 | CORS | FARMERS MARKET EXTERIOR DOOR REPLACEMENT | 2003 | 2003 | 112 | | | | | | 112 | | | | 2.180 | |
| 127 | C | 167.0 | HECFI | COPPS COLISEUM – PLATFORM SEATING REFURBISHMENT | 2003 | 2003 | 350 | | | | | | 350 | | | 0 | 1.307 | |
| 128 | C | 166.0 | HECFI | HAMILTON CONVENTION CENTRE – CARPET REPLACEMENT | 2003 | 2003 | 330 | | | | | | 330 | | | 0 | 1.307 | |
| 129 | C | 88.0 | CP&D | OFFICIAL PLAN REVIEW | 2004 | 2005 | 250 | | | | | | 250 | | | | 6.739 | |
| 130 | C | 27.0 | CORS | TRAFFIC OPERATION CENTRE – REROOFING | 2004 | 2004 | 500 | | | | | | 500 | | | (3) | 3.206 | |
| 131 | C | 127.0 | PW&T | TENNIS COURT REDEVELOPMENT – PHASE I | 2004 | 2008 | 3,378 | | | | | | 3,378 | | | 0 | 2.806 | |
| 132 | C | 126.0 | PW&T | OUTDOOR SKATE BOARD FACILITY | 2004 | 2004 | 250 | | | | | | 250 | | | 25 | 1.933 | |
| 133 | C | 130.0 | PW&T | MOHAWK SPORTS PARK DEVELOPMENT – PHASE II | 2004 | 2008 | 3,760 | | | | | | 3,760 | | | 80 | 1.486 | |
| 134 | C | 129.0 | PW&T | SOCCER FACILITIES DEVELOPMENT | 2004 | 2004 | 396 | | | | | | 396 | | | 20 | 1.486 | |
| 135 | C | 128.0 | PW&T | BAYFRONT PARK DEVELOPMENT – PHASE I TO IV | 2004 | 2008 | 4,769 | 1,000 | | | | | 3,769 | | | 96 | 1.257 | |
| 136 | C | 28.0 | CORS | C.U.P. BUILDING AUTOMATION SYSTEM UPDATE | 2005 | 2005 | 2,270 | 120 | | | | | 2,150 | | | (350) | 3.872 | |
| 137 | C | 131.0 | PW&T | TURNER PARK DEVELOPMENT PHASE III | 2005 | 2005 | 1,420 | | | | | | 1,420 | | | 60 | 2.000 | |
| 138 | C | 77.0 | COMS | MOUNTAIN Y.M.C.A. | 2005 | 2006 | 1,500 | 1,500 | | | | | | | | | 0.937 | |
| 139 | C | 133.0 | PW&T | MOTOR VEHICLE REQUIREMENTS – SIGNALS & HOISTS | 2006 | 2006 | 72 | | | | | | 72 | | | | 5.372 | |
| 140 | C | 132.0 | PW&T | LANDSCAPING – BAYFRONT CSO TANK | 2006 | 2006 | 278 | | | | | | 278 | | | 5 | 2.180 | |
| 141 | C | 168.0 | HECFI | COPPS COLISEUM – ROOFING SYSTEM REPLACEMENT | 2006 | 2006 | 600 | | | | | | 600 | | | 0 | 1.307 | |
| 142 | C | 30.0 | CORS | FIRE STATION 3 – ELEC./MECH. RETROFIT | 2007 | 2007 | 250 | | | | | | 250 | | | (3) | 3.463 | |
| 143 | C | 29.0 | CORS | FIRE STATION 6 – REROOFING | 2007 | 2007 | 65 | | | | | | 65 | | | 0 | 3.206 | |
| 144 | C | 72.0 | COMS | 2008 SUMMER OLYMPICS – HAMILTON VENUES | 2007 | 2008 | 5,090 | 2,395 | | | | | 2,695 | | | | 3.183 | |
| 145 | C | 46.0 | CORS | CORPORATE NETWORK IMPROVEMENTS | 2007 | 2007 | 100 | | | | | | 100 | | | | 3.166 | |
| 146 | C | 134.0 | PW&T | REDEVELOPMENT OF CITY HALL GROUNDS | 2007 | 2007 | 2,487 | | | | | | 2,487 | | | 50 | 0.897 | |
| 147 | C | 150.0 | PW&T | PARK DEVELOPMENT – UNDEVELOPED SITES | 2008 | 2008 | 5,278 | | | | | | 5,278 | | | 352 | 4.086 | |

The Corporation of the City of Hamilton

AMENDED

# 1999–2008 Capital Budget Program

Schedule "B"

## PROJECTS BY YEAR & RANK ORDER

(Thousands of Dollars)

**For Consideration of the Joint City/Region Budget Steering Committee**

| Line No. (1) | C/R (2) | PROJ NO. (3) | DEPT (4) | PROJECT DESCRIPTION (5) | PROJECT Start (6) | PROJECT Finish (7) | Gross Cost (8) | EXT. Revenue (9) | D.C. (10) | NET SPENDING 1999 (11) | 2000 (12) | 2001 (13) | 2002–08 (14) | Nature Of Funding (15) | Annual Debt Charges (16) | Annual Operating Cost (17) | RANK (18) | NET CUMUL TOTAL (19) |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 148 | C | 32.0 | CORS | BALFOUR ESTTE – BLDG ENVELOPE RESTORATION | 2008 | 2008 | 218 | | | | | | 218 | | | 0 | 4.039 | |
| 149 | C | 33.0 | CORS | P&M WORKSHOP – REPAIRS AND MAINTENANCE | 2008 | 2008 | 36 | | | | | | 36 | | | | 3.519 | |
| 150 | C | 20.0 | CORS | 125 BARTON STREET – REPLACE EXTERIOR WINDOWS | 2008 | 2008 | 150 | | | | | | 150 | | | (5) | 3.126 | |
| 151 | C | 145.0 | PW&T | MOUNTAIN BROW PARK FENCE & PATHWAY RECONSTRUCTION | 2008 | 2008 | 250 | | | | | | 250 | | | 12 | 2.626 | |
| 152 | C | 135.0 | PW&T | FERGUSON AVE IMPLEMENTATION PEDESTRIAN/BIKE LINK | 2008 | 2008 | 3,121 | | | | | | 3,121 | | | 61 | 2.589 | |
| 153 | C | 147.0 | PW&T | SACKVILE HILL MEMORIAL PARK REDEVELOPMENT | 2008 | 2008 | 719 | | | | | | 719 | | | 8 | 2.180 | |
| 154 | C | 146.0 | PW&T | GAGE PARK FENCING REPLACEMENT | 2008 | 2008 | 180 | | | | | | 180 | | | 0 | 2.100 | |
| 155 | C | 138.0 | PW&T | BIKEWAY DEVELOPMENT | 2008 | 2008 | 500 | | | | | | 500 | | | 4 | 1.563 | |
| 156 | C | 144.0 | PW&T | CRYSTAL PALACE – STUDY AND CONSTRUCTION | 2008 | 2008 | 8,151 | 8,151 | | | | | | | | 50 | 1.387 | |
| 157 | C | 137.0 | PW&T | CORKTOWN NEIGHBOURHOOD PLAN IMPLE. PHASE II | 2008 | 2008 | 250 | | | | | | 250 | | | 50 | 0.937 | |
| 158 | C | 139.0 | PW&T | CROWN POINT EAST – MCANULTY PHASE II | 2008 | 2008 | 542 | | | | | | 542 | | | 7 | 0.937 | |
| 159 | C | 143.0 | PW&T | COMMERCIAL IMPROVEMENT PROGRAM – PHASE II | 2008 | 2008 | 250 | | | | | | 250 | | | 35 | 0.937 | |
| 160 | C | 136.0 | PW&T | HUGHSON STREET REDEVELOPMENT – PHASE II | 2008 | 2008 | 765 | | | | | | 765 | | | 27 | 0.937 | |
| 161 | C | 141.0 | PW&T | PARKVIEW (EAST AND WEST) | 2008 | 2008 | 266 | | | | | | 266 | | | 14 | 0.937 | |
| 162 | C | 149.0 | PW&T | OPEN SPACE CORRIDOR STUDY AND CONSTRUCTION | 2008 | 2008 | 1,280 | | | | | | 1,280 | | | 76 | 0.837 | |
| 163 | C | 148.0 | PW&T | WILLIAM CONNELL PARK DEVELOPMENT | 2008 | 2008 | 1,850 | | | | | | 1,850 | | | 80 | 0.797 | |
| 164 | C | 142.0 | PW&T | BLAKELEY / ST. CLAIR REVITALIZATION | 2008 | 2008 | 532 | | | | | | 532 | | | 29 | 0.757 | |
| 165 | C | 140.0 | PW&T | STEPELEY SOUTH NEIGHBOURHOOD | 2008 | 2008 | 551 | | | | | | 551 | | | 29 | 0.757 | |
| 166 | C | 151.0 | PW&T | WATERFRONT DEVELOPMENT | 2008 | 2008 | 100,000 | 90,000 | | | | | 10,000 | | | | 0.657 | |
| 167 | | | | ***Sub–total 2000–2008 Projects*** *(NET CITY COSTS - 296,364)* | | | 411,818 | 115,454 | 11,092 | 0 | 32,186 | 33,806 | 219,280 | | 0 | 1,687 | | |
| 168 | | | | ***Total 1999–2008 Capital Budget*** *(NET CITY COSTS - 328,980)* | | | 456,758 | 127,778 | 11,242 | 27,481 | 37,171 | 33,806 | 219,280 | | 1,347 | 2,092 | | |

The Corporation of the City of Hamilton

AMENDED

# 1999–2008 Capital Budget Program

Schedule "B"

## PROJECTS BY YEAR & RANK ORDER

(Thousands of Dollars)

**For Consideration of the Joint City/Region Budget Steering Committee**

| Line No. (1) | C / R (2) | PROJ NO. (3) | DEPT (4) | PROJECT DESCRIPTION (5) | PROJECT Start (6) | PROJECT Finish (7) | Gross Cost (8) | EXT. Revenue (9) | D.C. (10) | NET SPENDING 1999 (11) | 2000 (12) | 2001 (13) | 2002–08 (14) | Nature Of Funding (15) | Annual Debt Charges (16) | Annual Operating Cost (17) | RANK (18) | NET CUMUL TOTAL (19) |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | ***FINANCING OF CAPITAL PROJECTS*** | | | | | | | | | | | | | | |
| 169 | C | 22002 | CL | CAPITAL LEVY (1999 – $2 million, 2000 – $3 million | | | | | | | | | | | | | | |
| 170 | C | | | 2001 – $4 million, 2002 – $5 million, 2003 – $6 million etc.) | 1999 | 2008 | | 64,000 | | 2,000 | 3,000 | 4,000 | 55,000 | | | | | |
| 171 | C | CH203 | RCP | RESERVE FOR CAPITAL PROJECTS – GENERAL | 1999 | 2008 | | 1,440 | | 420 | 220 | 100 | 700 | | | | | |
| 172 | C | CH212 | RDC | RESERVE FOR DEVELOPMENT CHARGES | 1999 | 2008 | | 7,000 | | 700 | 700 | 700 | 4,900 | | | | | |
| 173 | C | CH102 | RPP | RESERVE FOR PROPERTY PURCHASE | 1999 | 2008 | | 1,800 | | | 200 | 200 | 1,400 | | | | | |
| 174 | C | CH124 | RRHCD | RESERVE FOR RED HILL CREEK DEVELOPMENT | 1999 | 2008 | | 2,465 | | 600 | 600 | 600 | 665 | | | | | |
| 175 | C | CH107 | RSTUL | RESERVE FOR CITY'S SHARE – UNSUBDIVIDED LAND | 1999 | 2008 | | 5,950 | | 800 | 500 | 550 | 4,100 | | | | | |
| 176 | C | CH201 | RPL | RESERVE FOR PARKS LAND – 5% LAND DEDICATION | 1999 | 2008 | | 5,400 | | 400 | 300 | 300 | 4,400 | | | | | |
| 177 | C | CH202 | ROSP | RESERVE FOR OFF – STREET PARKING | 1999 | 2008 | | 4,956 | | 510 | 865 | 545 | 3,036 | | | | | |
| 178 | C | CH101 | RRME | RESERVE FOR REPLACEMENT OF MOBILE EQUIPMENT | 1999 | 2008 | | 32,958 | | 2,581 | 2,742 | 3,034 | 24,601 | | | | | |
| 179 | C | CH206 | RES–H | RESERVE FOR HECFI – VARIOUS | 1999 | 2008 | | 8,425 | | 2,055 | 720 | 1,040 | 4,610 | | | | | |
| 180 | | *Sub–total* | | *FINANCING FROM CAPITAL LEVY AND RESERVES* | | | | 134,394 | 0 | 10,066 | 9,847 | 11,069 | 103,412 | | | | | |
| 181 | | | | *TOTAL COST TO BE FINANCED BY THE ISSUANCE OF* | | | | | | | | | | | | | | |
| 182 | | | | ***DEBENTURE – Municipal*** *(NET COSTS – 194,586)* | 1999 | 2008 | 456,758 | 262,172 | 11,242 | 17,415 | 27,324 | 22,737 | 115,868 | | | | | |
| 183 | | *NOTE:* | | *THE IMPLEMENTATION OF ANY PROJECT (2000 AND AFTER) FINANCED FROM RESERVES* | | | | | | | | | | | | | | |
| 184 | | | | *& RESERVE FUNDS IS SUBJECT TO THE AVAILABILITY OF RESERVES & RESERVE FUNDS* | | | | | | | | | | | | | | |
| 185 | | *ASSUMPTIONS: DEBENTURE INTEREST RATE – AMORTIZED OVER 10 YEARS AT 5.75% – ANNUAL PRINCIPAL & INTEREST PAYMENT PER $1,000 – $134.263* | | | | | | | | | | | | | | | | |
| 186 | | 174.0 | PWD | OWNERS SHARE OF LOCAL IMPROVEMENTS–RESIDENTIAL | 1999 | 1999 | 7,066 | | | 615 | 634 | 656 | 5,161 | | | | 5.379 | |
| 187 | | *Sub–total Owners' share of Locals (NET COST 7,066)* | | | | | 7,066 | 0 | 0 | 615 | 634 | 656 | 5,161 | | | | | |
| 188 | | | | ***TOTAL NET CAPITAL BUDGET PROGRAM*** | | | 463,824 | 262,172 | 11,242 | 18,030 | 27,958 | 23,393 | 121,029 | | 0 | 0 | | |



Apr 23 1999

# CORRESPONDENCE

**Correspondence:**

1. Letter dated April 12, 1999 from Ms. Susan L. Steele, Town Clerk for the Corporation of the Town of Dundas respecting the reduction in size of council.

   **Recommendation: Be Referred to the Finance and Administration Committee**

CORPORATION OF THE TOWN OF DUNDAS

OFFICE OF THE
TOWN CLERK

TOWN HALL, 60 MAIN STREET, P.O. BOX 8584, DUNDAS, ONTARIO L9H 5E7
TELEPHONE: (905) 628-6327 FAX: (905) 628-5077

April 12, 1999

City of Hamilton
71 Main Street West
Hamilton, Ontario
L8N 3T4

Attention: Mr. J. J. Schatz
Municipal Clerk

Re: Reduction in Size of Council
Our File C07

Dear Mr. Schatz:

Town Council at its meeting on April 7, 1999 approved the attached Motion #43-99 regarding reducing the size of Dundas Town Council and encouraging all municipalities in Hamilton-Wentworth to downsize.

Would you please present this Motion to your Council for consideration of this matter.

Yours very truly,

S. L. Steele

Ms. Susan L. Steele, A.M.C.T.
Town Clerk

SLS/dm

Encl.

April 7, 1999

**COUNCIL**
**MOTION #43-99**

MOVED by Councillor A. VanderBeek
Seconded by Councillor T. Kennelly

WHEREAS the Provincial Government has indicated that it wants to see fewer politicians at the Municipal level;

AND WHEREAS there are constant threats from the Provincial Government that they will come in and downsize if we don't do it ourselves;

AND WHEREAS the Town of Dundas has seven Councillors, one Regional Councillor and a Mayor all elected at large;

AND WHEREAS the community of approximately 23,000 could be governed by a Council of five or seven;

AND WHEREAS it is in the best interest of the Council of the Town of Dundas to anticipate the actions of the Provincial Government and act in the citizens' best interest;

NOW BE IT RESOLVED THAT the Council of the Town of Dundas be reduced and that the staff be instructed to organize a public meeting to take place during the last two weeks of April, 1999, to seek input from the public as to whether Dundas Council should be reduced to a total of five or a total of seven members, and that a copy of this resolution be sent to all municipalities of Hamilton-Wentworth, and that they too be encouraged to downsize by a minimum of 25 percent.

Aye: Councillors A. VanderBeek, T. Kennelly, S. DeLottinville, Regional and Area Councillor R. Powers, Mayor J. Addison.

Nay: Councillors K. Sharp, H. Beswick, K. McNamara and R. Baetz.

Carried.

# TRANSPORT AND ENVIRONMENT COMMITTEE

# REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Transport and Environment Committee presents its **FOURTH** Report for 1999 and respectfully recommends:

1. **Proposed Alteration of Hess Street South, between King Street West and Jackson Street, and George Street, from Hess Street South to approximately 65m Easterly**

   That the by-law to alter the roadway of Hess Street South, between King Street West and Main Street West by narrowing the pavement from the existing width of 910 metres to a width of 6.2 metres, Hess Street South, from Main Street West to Jackson Street by narrowing the pavement from 12.0 metres to 9.0 metres, and George Street, between Hess Street and 65 metres easterly by narrowing the pavement from 6.0 metres to 3.5 metres, be passed and enacted.

2. **No. 23 Augusta Street – Request for a Reserved - "Permit Parking Space for a Disabled Resident**

   (a) That a "Permit Parking" regulation be implemented on the north side of Augusta Street commencing at a point 69 feet west of Hughson Street South and extending to a point 26 feet westerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly; and,

   (b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Ms. Linda MacRae, 23 Augusta Street.

3. **Cannon Street East between Kenilworth Avenue North and Ottawa Street North – Parking Regulations**

   That parking be allowed on the north side of Cannon Street East between Kenilworth Avenue North and Ottawa Street North between 6:00 p.m. and 7:00 a.m., Monday to Friday and 24 hours a day on weekends and holidays, and that the City Traffic By-law 89-72 be amended accordingly.

4. **No. 21 Carrick Avenue – Request for a Reserved "Permit Parking" Space for a Disabled Resident**

(a) That a "Permit Parking" regulation be implemented on the east side of Carrick Avenue commencing 205 feet south of King Street East and extending to a point 28 feet southerly therefrom; and,

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mr. Patrick Fazzari, 21 Carrick Avenue.

5. **No. 293 Catharine Street North – Request for a Reserved "Permit Parking" Space for a Disabled Resident**

(a) That a "Permit Parking" regulation be implemented on the east side of Catharine Street North commencing 186 feet south of Murray Street East and extending to a point 25 feet southerly therefrom; and,

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mr. LiCata, 293 Catharine Street North.

6. **No. 302 Catharine Street North – Request for a Reserved "Permit Parking" Space for a Disabled Resident**

(a) That a "Permit Parking" regulation be implemented on the east side of Catharine Street North commencing at a point 128 feet south of Murray Street East and extending to a point 20 feet southerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly; and,

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mr. Schirripa, 302 Catharine Street North.

7. **Apartment Building at No. 122 Charles Street - Application for a Time Limit Exemption Permit**

That the Commissioner of Public Works and Traffic be authorized to issue, upon request, eight Time Limit Exemption Permits to each of the first eight eligible applicants residing in the apartment building at No. 122 Charles Street.

8. **No. 383 Fairfield Avenue – Request for a Reserved "Permit Parking" Space for a Disabled Resident**

(a) That a "Permit Parking" regulation be implemented on the west side of Fairfield Avenue commencing at a point 218 feet north of Vansitmart Avenue and extending to a point 22 feet northerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly; and,

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mr. John Poaps, 383 Fairfield Avenue.

9. **No. 67 Francis Street – Request to Remove a Reserved "Permit Parking" Space for a Disabled Resident**

That the existing "Permit Parking" regulation on the north side of Francis Street commencing at a point 114 feet west of Cheever Street and extending to a point 24 feet westerly therefrom be removed, and that the City Traffic By-law 89-72 be amended accordingly.

10. **Parking Regulations on Glennie Avenue between Britannia Avenue and the southerly end**

That the existing “Alternate Side Parking” regulation on Glennie Avenue between Britannia Avenue and the southerly end be replaced with a “No Parking” regulation on the west side, and that the City Traffic By-law 89-72 be amended accordingly.

11. **No. 323 Jackson Street West – Request for a Reserved "Permit Parking" Space for a Disabled Resident**

(a) That a "Permit Parking" regulation be implemented on the south side of Jackson Street West commencing at a point 99 feet west of Pearl Street South and extending to a point 17 feet westerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly; and,

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mr. Pratt, 323 Jackson Street West.

12. **No. 136 Julian Avenue – Request to remove an existing "Permit Parking" Regulation**

That the existing "Permit Parking" regulation on the east side of Julian Avenue commencing 102 feet north of Roxborough Avenue and extending to a point 23 feet northerly therefrom be removed, and that the City Traffic By-law 89-72 be amended accordingly.

13. **Apartment Building at No. 972 King Street West - Application for a Time Limit Exemption Permit**

That the Commissioner of Public Works and Traffic be authorized to issue, upon request, 11 Time Limit Exemption Permits to each of the first 11 eligible applicants residing in the apartment building at No. 972 King Street West.

14. **No. 275 Paling Avenue – Request to Remove a Reserved "Permit Parking" Space for a Disabled Resident**

That the existing "Permit Parking" regulation on the west side of Paling Avenue commencing at a point 705 feet south of Barton Street East and extending to a point 20 feet southerly therefrom be removed, and that the City Traffic By-law 89-72 be amended accordingly.

15. **Pearson Drive - Parking Regulations**

That a full-time "No Parking" regulation be implemented on the north and east sides of Pearson Drive commencing 152 feet west of Pompano Court and extending to a point 132 feet northerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly.

16. **Poulette Street between Hunter Street West and Melbourne Street – Parking Regulations**

That the existing "Alternate Side Parking" regulation on Poulette Street between Hunter Street West and Melbourne Street be replaced with a "No Parking" regulation on the west side, and that the City Traffic By-law 89-72 be amended accordingly.

17. **No. 34 Strachan Street West – Request for a Reserved "Permit Parking" Space for a Disabled Resident**

(a) That a "Permit Parking" regulation be implemented on the south side of Strachan Street West commencing 62 feet east of MacNab Street North and extending to a point 20 feet easterly therefrom; and,

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mr. Wayne Dion, 34 Strachan Street West.

18. **No. 21 Vansitmart Avenue – Request to Remove a Reserved "Permit Parking" Space for a Disabled Resident**

That the existing "Permit Parking" regulation on the north side of Vansitmart Avenue commencing at a point 230 feet west of Harmony Avenue and extending to a point 22 feet westerly therefrom be removed, and that the City Traffic By-law 89-72 be amended accordingly.

19. **No. 14 Wexford Avenue North – Request for a Reserved "Permit Parking" Space for a Disabled Resident**

(a) That a "Permit Parking" regulation be implemented on the east side of Wexford Avenue North commencing at a point 139 feet north of Main Street East and extending to a point 18 feet northerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly; and,

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Ms. Carol Peters, 14 Wexford Avenue North.

20. **Intersection of Behan Street and Brendan Court – Intersection Control**

That southbound traffic on Brendan Court be required to stop for eastbound and westbound traffic on Behan Street, and that the City Traffic By-law 98-72 be amended accordingly.

21. **Intersection of Benjamin Drive and Theodore Drive – Intersection Control**

That eastbound and westbound traffic on Theodore Drive be required to stop for northbound and southbound traffic on Benjamin Drive, and that the City Traffic By-law 89-72 be amended accordingly.

22. **Intersections of Corinaldo Drive and Fano Drive - Intersection Control**

That northbound traffic on Corinaldo Drive be required to stop for eastbound and westbound traffic on Fano Drive and that eastbound traffic on Corinaldo Drive be required to stop for northbound and southbound traffic on Fano Drive, and that the City Traffic By-law 89-72 be amended accordingly.

23. **Intersection of Dunkirk Drive and Ferndale Avenue – Intersection Control**

That three-way stop control be implemented at the intersection of Dunkirk Drive and Ferndale Avenue, and that the City Traffic By-law 89-72 be amended accordingly.

24. **Intersection of Jeremy Street and Chipman Avenue – Intersection Control**

That northbound traffic on Jeremy Street be required to stop for eastbound and westbound traffic on Chipman Avenue, and that the City Traffic By-law 89-72 be amended accordingly.

25. **Ferguson Avenue North and Wilson Street - School Crossing Guard Request**

(a) That a School Crossing Guard be assigned to the intersection of Ferguson Avenue North and Wilson Street during the morning and evening school crossing periods only; and,

(b) That consideration be given in the 2000 Current Budget process for an expansion package of $4,000 plus administrative costs for a School Crossing Guard at this location.

26. **Supply of Pedestrian Signal Heads, Vehicle Signal Heads and Pedestrian Pushbuttons**

That a purchase order be issued to Fortran Traffic Systems Ltd., Toronto, Ontario, for the supply and delivery of pedestrian signal heads and vehicle signal heads required during 1999 by the Traffic Division, being the lowest acceptable bid received in accordance with specifications issued by the Purchasing Division, and that the estimated expenditure of $200,000 be financed through the Traffic Signals Materials Account No. CH-56152-75999.

27. **Supply and Delivery of Traffic Sign Posts and Hardware**

That purchase orders be issued to McKeough Supply Inc., Hamilton, Ontario, Modern Ornamental Iron Works, Hamilton, Ontario and Mechanical Advertising, Oshawa, Ontario, for the supply and delivery of traffic sign poles and hardware as and when required during 1999 by the Public Works and Traffic Department, with an estimated expenditure in 1999 of approximately $350,000, to be financed through the Traffic Signs Materials Account No. CH-56154-75999.

28. **Supply and Delivery of Traffic Signal Controllers**

That purchase orders be issued to Intrex Inc, St. Albert, Alberta, and to Fortran Traffic Systems Ltd., Toronto, Ontario, for the supply and delivery of traffic signal controllers and associated equipment required during 1999 by the Traffic Division, being the acceptable bids received in accordance with specifications issued by the Purchasing Division, and that the estimated expenditure of $500,000 be financed through the Traffic Signals Materials Account No. CH-56152-75999.

29. **James Street North between Barton Street and Murray Street - Parking Meter Duration**

That the duration of the existing parking meters on both sides of James Street North between Barton Street and Murray Street be changed from one hour to two hours, and that City Traffic By-law 89-72 be amended accordingly.

30. **Rosslyn Avenue North, north of Main Street East - Parking Meter Duration**

That the duration of the two existing parking meters on the east side of Rosslyn Avenue North, north of Main Street East, be changed from one hour to three hours, and that City Traffic By-law 89-72 be amended accordingly.

31. **St. Michael's School, 135 Hester Street – Request for a School Bus Loading Zone**

That a "School Bus Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on the north side of Hester Street, commencing 146 feet east of Deschene Avenue and extending to a point 118 feet easterly therefrom, and that the City Traffic By-law 89-72 be amended accordingly.

32. **Dowsar Marine Supplies, 522 James Street North – Request to Revise the Hours of a Loading Zone**

That the hours of the existing "No Parking, 8:30 a.m. to 5:00 p.m., Monday to Friday" regulation on the north side of Macauley Street East commencing 115 feet east of James Street North and extending to a point 36 feet easterly therefrom be revised, such that the regulation is in effect from 9:00 am to 7:00 p.m., Monday to Friday, and that the City Traffic By-law 89-72 be amended accordingly.

33. **West side of Locke Street South, between Bold Street and Melbourne Street – Request to Remove a Loading Zone**

That the existing full-time "No Parking" loading zone on the west side of Locke Street South commencing 50 feet south of the south limit of Bold Street and extending to a point 22 feet southerly therefrom be removed, and that the City Traffic By-law 89-72 be amended accordingly.

34. **Royal Tavern, 94 MacNab Street North – Request for a Loading Zone**

That a "No Parking" regulation be implemented on the south side of Vine Street, commencing 68 feet east of MacNab Street North and extending to a point 24 feet easterly therefrom, and that the City Traffic By-law 89-72 be amended accordingly.

35. **No. 82 Pearl Street North - Request to Remove a Wheelchair Loading Zone**

That the existing "Wheelchair Loading Zone, 12:00 noon to 8:00 p.m., seven days a week" regulation on the east side of Pearl Street North, commencing at a point 32 feet south of Peter Street and extending to a point 15 feet southerly therefrom, be removed and that the City Traffic By-law be amended accordingly.

36. **Lotus Avenue, west of Upper James Street – Driveway Clearance**

That a full-time "No Stopping" regulation be implemented on the north side of Lotus Avenue commencing at a point 93 feet west of Upper James Street and extending to a point 30 feet westerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly.

37. **1809 Upper Wentworth Street – Driveway Clearance**

That a "No Stopping" driveway clearance be implemented on the east side of Upper Wentworth Street commencing at the north edge of the driveway to 1809 Upper Wentworth Street and extending to a point 75 feet northerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly.

38. **Turn Restriction – Dundurn Street South and Aberdeen Avenue**

That the "No Right Turn on Red" restriction for northbound traffic on Dundurn Street South at Aberdeen Avenue be effective only between 07:00 and 09:00 hours, Monday to Friday, and that the City Traffic By-law 89-72 be amended accordingly.

39. **Appointment of Parking Control Officers**

(a) That, in accordance with Section 15(1) of the Police Services Act, 1990, the following person be appointed as a Parking Control Officer:

John DiMarino

(b) That the following appointments as Parking Control Officers be repealed:

Raymond Vella
Ray Baglole
Iyad Abdel-Baki
Jackie Maxwell
Jeff Danby.

40. **Neighbourhood Watch Program for the Strathcona Neighbourhood**

(a) That the Strathcona Neighbourhood be designated as a Neighbourhood Watch Area; and,

(b) That Neighbourhood Watch signs for the Strathcona Neighbourhood be erected and maintained by the Department of Public Works and Traffic, as long as this neighbourhood maintains an active Neighbourhood Watch Program as determined by the Regional Police Department; and,

(c) That the necessary funds be charged to the Neighbourhood Watch Program, Account No. CH-55301-75030.

41. **Cannon Bus Route - Bus Stop Relocations**

(a) That the following Hamilton Street Railway bus stop be relocated:

Route #3 Cannon

| | | |
|---|---|---|
| Delete - | Eastbound | Britannia Avenue, south side, 18 feet west of Cope Street (N/S); and |
| Add - | Eastbound | Britannia Avenue, south side, 20 feet west of Tragina Avenue (N/S); and |
| Delete - | Eastbound | Britannia Avenue, south side, 20 feet west of Weir Street (N/S); and |
| Add - | Eastbound | Britannia Avenue, south side, 20 feet west of Fairfield Avenue (N/S); and, |

(b) That the City Traffic By-law 89-72 be amended accordingly.

42. **1999 Servicing Expenditures Related to Subdivisions**

(a) That the submitted schedules of works be adopted for inclusion in the Subdivision Agreements with the Owners for the estimated costs of services in:

**"GOURLEY ESTATES STAGE 2 – PHASE 1", Hamilton**

City's share – NIL -, Owner's share $ 11,260.80

**"THE GARDENS OF RYMAL – PHASE 5", Hamilton**

City's share $ 4,927.56, Owner's share $ 230,956.25

**"THE GARDENS OF RYMAL – PHASE 6", Hamilton**

City's Share $ 21,709.43, Owner's Share $ 188,390.23

**"PARADISE GATE ESTATES – PHASE 2", Hamilton**

City's Share - NIL -, Owner's Share $ 137,597.01

**"ANNABELLE PLACE, Hamilton**

City's Share $ 39,283, Owner's Share $ 102,943

**"ANCHOR ROAD INDUSTRIAL PARK", Hamilton**

City's Share $ 67,985, Owner's Share $ 471,470

**"SANDRINA GARDENS – PHASE 4" Hamilton**

City's Share $ 20,294.11, Owner's Share $ 197,806.90

(b) That the Mayor and Municipal Clerk be authorized and directed to execute the proposed Subdivision Agreements with the Owners of "Gourley Estates Stage 2 – Phase 1", "The Gardens of Rymal – Phase 5", "The Gardens of Rymal – Phase 6", "Paradise Gate Estates – Phase 2", "Annabelle Place", "Anchor Road Industrial Park", and "Sandrina Gardens – Phase 4", Hamilton, as well as any other related documents for these Subdivisions, subject to the approval of Corporate Counsel; and,

(c) That the approval of the above-noted clauses be subject to the condition that no work be commenced until the Final Plan and Subdivision Agreement have been registered; and,

(d) In the event that the owner wishes to proceed prior to the registration of the Final Plan and Subdivision Agreement being registered, the Owners should be allowed to do so at their own risk provided that they enter into a standard agreement with the City of Hamilton for pre-servicing; and,

(e) That the City's share of services in "The Gardens of Rymal – Phase 5" ($4,927.56), "The Gardens of Rymal – Phase 6" ($21,709.43), "Annabelle Place" ($39,283), "Anchor Road Industrial Park" ($67,985) and "Sandrina Gardens – Phase 4" ($ 20,294.11), be approved, and that the Finance and Administration Committee recommend the source of funding.

43. **To Incorporate Certain City Land into Various Streets by By-Laws**

(a) That the following City land be incorporated into the following streets:

| | | |
|---|---|---|
| Benjamin Drive | Parts 24, 27, 28, 29 | 62R-11691 |
| Donn Avenue | Part 15 | 62R-8380 |
| Elmore Drive | Block 9 | 62M-332 |
| | Parts 3, 5 | 62R-14109 |
| | Parts 1, 3 | LT494229 |

| | | |
|---|---|---|
| Royalvista Drive | Block 66 | 62M-556 |
| | Part 9 | 62R-14109 |
| Theodore Drive | Parts 21, 23, 30 | 62R-11691 |

(b) That the by-laws to carry out the incorporation of the said land into the foregoing streets be prepared to the satisfaction of Corporate Counsel and be enacted by Council; and,

(c) That the General Manager of Transportation, Operations and Environment be authorized and directed to register the by-laws.

44. **1999-2001 Street Vendors Program**

That Street Vendor locations be awarded for the period commencing May 1999 to December 31, 2001 to the successful proponents, one cart per location, as listed in Appendix "A" attached, subject to confirmation of the following:

(a) That the products offered for sale are approved by the Hamilton-Wentworth Regional Health Department; and,

(b) That the submitted bids remain unchanged following the review and confirmation by the Health Department; and,

(c) That each proponent enter into a legal agreement satisfactory to Corporate Counsel; and,

(d) That the Municipal Clerk and Mayor be authorized to execute the necessary agreements.

45. **Proposed Deletion of the Walkway located between Forestgate Drive and Wendover Drive**

(a) That the General Manager of Transportation, Operations and Environment be authorized and directed to prepare a by-law to stop up, close and sell the public walkway located between Forestgate Drive and Wendover Drive; and,

(b) That the General Manager of Transportation, Operations and Environment be authorized and directed to make application to the Regional Municipality of Hamilton-Wentworth for approval of the proposed closing, pursuant to Section 44 of the Regional Municipality Act; and,

(c) That the Municipal Clerk be authorized and directed to publish a notice pursuant to Section 300 of the Municipal Act, R.S.O. 1990, of the City's intention to pass the By-law.

46. **Partial Closure of Limeridge Road at Upper Ottawa Street**

(a) That a proposed road closure by-law for the closure of Limeridge Road East, immediately west of Upper Ottawa Street, to westbound vehicular traffic only, be advertised in accordance with the requirements of the Municipal Act; and,

(b) That the Region be notified of City Council's intention to close this section of road, subject to the outcome of the public advertising.

47. **Bills**

That the following Bills be adopted, signed, sealed and enrolled as By-laws:

(a) A-13 A By-law to alter Hess Street, between King Street West and Jackson Street, and George Street, from Hess Street South to approximately 65 metres easterly.

(b) A-14 A By-law to incorporate City Land designated as Parts 24, 27, 28 and 29 on Plan 62R-11691 into Benjamin Drive.

(c) A-15 A By-law to incorporate City Land designated as Part 15 on Plan 62R-8380 into Donn Avenue.

(d) A-16 A By-law to incorporate City Land designated as Block 9 on Plan 62M-332, Parts 3 and 5 on Plan 62R-14109, and Parts 1 and 3 on Plan LT494229 into Elmore Drive.

(e) A-17 A By-law to incorporate City Land designated as Block 66 on Plan 62M-556 and Part 9 on Plan 62R-14109 into Royalvista Drive.

(f) A-18 A By-law to incorporate City Land designated as Parts 21, 23 and 30 on Plan 62R-11691 into Theodore Drive.

(g) A-19 A By-law to amend Traffic By-law No. 89-72 to Regulate Traffic.

(h) A-20 A By-law to amend Traffic By-law No.89-72 to Regulate Traffic.

**Respectfully submitted,**

**ALDERMAN CHAD COLLINS, CHAIRMAN**
**TRANSPORT AND ENVIRONMENT COMMITTEE**

Carolyn Biggs
Acting Secretary
April 19, 1999

**City of Hamilton**
**1999-2001 Street Vendor Program**

**Recommended Operators at Approved Locations**

| Name | Location | Products | Fee |
|---|---|---|---|
| Teresa Lynn Romeo | s/w corner of James St. & King St. | Sausages/ Hot Dogs/ Veggie Dogs Soft Drinks/ Juice/Water | $20,400 |
| Teresa Lynn Romeo | Stelco Tower - King St. W. | as above | $ 6,500 |
| Roger Auger | Court House (between Hughson and John Streets) | Sausages/ Hot Dogs Soft Drinks/ Juices/ Water | $ 5,050 |
| Roger Auger | City Hall Forecourt | as above | $ 2,050 |
| Michael Orzel | Standard Life Bldg. (King W. and Bay St.) | Sausages/ Hot Dogs Soft Drinks | $ 3,200 |

April 27, 1999

Recommended Street Vendor Sites 1999 – 2001

HECFI Sites

# PARKS AND RECREATION COMMITTEE

# REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Parks and Recreation Committee presents its **FIFTH** Report for 1999 and respectfully recommends:

1. **Spirit of Sport Task Force**

That the Spirit of Sport Task Force be empowered to proceed with its work plan in consultation with the Department of Culture and Recreation and report to the Parks and Recreation Committee.

2. **Sale of Alcohol Beverages – Various Parks**

That approval as required by the Parks By-law 95-126 as amended, Section 11, and under the Standard Terms and Conditions of the Special Events Guidelines, be given to the following organizations to allow the sale of alcohol in the locations and on the dates specified:

(a) Wentworth Adult Mixed Slo-Pitch League Season Opening Tournament – June 5 and June 6, 1999 – Turner Park; and,

(b) The Hamilton Professional Firefighters Associations – 1st Annual Charity Slo-Pitch Tournament – June 26 and June 27, 1999 – Turner Park.

3. **1999 Special Events with Alcohol, Non-Alcohol, Animals, Amusement Rides and Parking Vehicles in a Park**

(a) That approval as required by Parks By-law 95-126, Section 11, to sell alcoholic beverages; Section 29, to park vehicles in a park; Section 35, to bring horses in a park, Section 37, to bring animals into a park and to hold carnival rides in a park be given to the following organizations:

(i) St. Demetrios Greek Orthodox Church – OPA Festival, Victoria Park - July 29 to August 2, 1999, 12:00 o'clock noon to 11:00 o'clock p.m.; and,

(b) That approval as required by Parks By-law 95-126 as amended, Section 11, be given to the following organizations to allow the sale of alcohol in a park:

(i) Hamilton & District Labour Council – Labour Day Parade Beer Garden, Dundurn Park Pavilion September 6, 1999, 11:00 o'clock a.m. to 5:00 o'clock p.m.; and,

(ii) The Greater Hamilton Chinese Dragon Boat Race Society Beer Garden, Bayfront Park - July 10, 1999, 12:00 o'clock noon to 11:00 o'clock p.m.; and,

(c) That the approvals given in sub-sections (a) and (b) be subject to the Standard Terms and Conditions of the Special Events Guidelines.

4. **Termination of Concession Contract, Ruth Hrycko – Globe Park**

(a) That the contract for Concession Services at Globe Park between the City of Hamilton and Ruth Hrycko, for a term of three years commencing May 29, 1997 and completing October 1, 2000, be terminated; and,

(b) That this site be added to the Street Vendor Permit Proposal as an addenda; and,

(c) That should a cart vending permit be issued that the hours of operation for this location be limited to the approved program schedule; and,

(d) That the Director of Legal Services and Corporate Counsel prepare the necessary documents.

5. **Hamilton Senior Games: Local Golf Tournament, Chedoke–Martin Golf Course – May 10, 1999 and King's Forest Golf Course – August 18, 1999**

That the General Manager, Community Services be authorized to waive green fees in order to host the annual Hamilton Senior Games Golf Tournament at Chedoke-Martin Golf Course, May 10, 1999 with a rain date of May 17 and the Hamilton Senior Games Regional Golf Tournament at King's Forest Course, August 18, 1999 (rain or shine).

6. **Licence Agreement, Mr. Brian Hanson, Concession Operation – Bernie Arbour Stadium**

(a) That approval be granted to enter into a licence agreement in a form satisfactory to the Director of Legal Services and Corporate Counsel with Mr. Brian Hanson, Owner, Hamilton Cardinals Baseball Club, for the operation of the concession at Bernie Arbour Stadium for a term of five years commencing May 1, 1999 and terminating April 30, 2004 at a monthly rental rate of $200, for each month of occupation; and,

(b) That the City of Hamilton reserve the right to prohibit the selling of food, drink, novelties and confections or any of them before, during and after special events (as determined at the sole discretion of the General Manager of Community Services where a special request is made to the City provided the Club will be notified in writing at least five (5) days in advance of the event; and,

(c) That the Hamilton Cardinals Baseball Club, Brian Hanson, be given the sole responsibility and approval to sell, produce, install, maintain, remove, store and insure, fence sign board advertising, of which all signs must receive prior approval of the General Manager of Community Services, with all costs being borne by Brian Hanson.

7. **Declaration of Surplus Property – Barton Community Centre Property – No. 1389 Upper James Street, Hamilton**

(a) That the property at 1389 Upper James Street with a frontage of 30.5 metres (100 feet) more or less, by a depth of 174 metres (571 feet) more or less, containing 0.53 hectares (1.31 acres), known as the Barton Community Centre, be declared surplus to the requirements of the City of Hamilton in accordance with Real Property Sales Procedural By-law No. 95-049; and,

(b) That the Real Estate Division be authorized and directed to negotiate the sale of this property in accordance with the Real Property Sales Procedural By-law No. 95-049.

8. **Canada Millennium Partnership Program Funding Application – Hamilton Children's Museum**

That the General Manager, Community Services Division be authorized to apply to the Canada Millennium Partnership Program for a Federal Government grant of $3,000 to assist with the Hamilton Children's Museum exhibit entitled "Crazy About Canada".

9. **Young Canada Works Fund Application – Hamilton Children's Museum, the Conservation Laboratory and Whitehern**

That the General Manager, Community Services Division be authorized to apply as a partner to the Department of Canadian Heritage under the Young Canada Works in Heritage Institutions Project, to provide three job creation opportunities for youths at the Hamilton Children's Museum, the Conservation Laboratory and Whitehern.

10. **Millennium Funding Application – Dundurn Estate Landscape**

That the General Manager, Community Services Division, be authorized to apply to the Canada Millennium Partnership Programme for a grant of up to $530,000 for the restoration of the nationally designated picturesque landscape of the Dundurn Estate.

11. **Museums Collections Conservation Policy**

That the Collections Conservation Policy for the City of Hamilton Museums, attached hereto and marked as Appendix "A", be approved.

12. **Annual Attractions Canada Awards – Application for Whitehern to Participate**

(a) That the General Manager, Community Services Division, be authorized to submit an application for Whitehern to participate in the Attractions Canada National Awards Contest; and,

(b) That the aforementioned application, be sponsored by the Hamilton Historical Board.

13. **Authorization of Delegate to attend the 1999 Canadian Museum Association Conference**

(a) That a Hamilton Historical Board member be authorized to attend the Canadian Museum Association Conference to be held from April 29 to May 1, 1999 in Toronto, Ontario; and,

(b) That the Conference costs in the estimated amount of $450 be financed through the Legislative Travel Account No. CH 55201 10010.

14. **Community Arts Ontario Conference**

(a) That a representative of the Arts Advisory Commission attend the Community Arts Ontario Conference to be held May 1 and May 2, 1999 in Mississauga; and,

(b) That the conference costs in the estimated amount of $300 be financed through the Legislative Travel Account No. CH 55201 10010.

15. **1999 – 2001 Park Vendors Program**

That Park Vendor locations be awarded for the period commencing May 1999 to December 31, 2001 to the successful proponents, one cart per location, as listed on Appendix "B" attached hereto, subject to confirmation of the following:

(a) That the products offered for sale are approved by the Hamilton-Wentworth Regional Health Department; and,

(b) That the submitted bids remain unchanged following the review and confirmation by the Health Department; and,

(c) That each proponent enter into a legal agreement satisfactory to the Director of Legal Services and Corporate Counsel; and,

(d) That the Municipal Clerk and Mayor be authorized to execute the necessary agreements.

**Respectfully Submitted,**

**ALDERMAN B. MORELLI, CHAIRMAN**
**PARKS AND RECREATION COMMITTEE**

**Mary Gallagher**
**Acting Secretary**

**April 19, 1999**

Appendix "A" as referred to in
Section 11 of the FIFTH
Report of the Parks and Recreation
Committee for 1999

# CITY OF HAMILTON MUSEUMS
# COLLECTIONS CONSERVATION POLICY

## 1. INTRODUCTION

The City of Hamilton, through the Department of Culture and Recreation, is committed to the preservation of a wide variety of heritage material held in the City's five museums: Whitehern, the Hamilton Museum of Steam and Technology, the Hamilton Military Museum, the Children's Museum and Dundurn Castle.

One of the primary mandates of each of the City of Hamilton Museums is to preserve the artifact collection in the best manner possible for future generations. This policy provides guidance and direction for the care and maintenance of those collections.

This policy does not address preservation issues concerning The City of Hamilton Museums' three designated heritage buildings: Dundurn Castle, Whitehern, and the Hamilton Museum of Steam and Technology. These issues are addressed in a separate Heritage Buildings Conservation Policy.

## 2. GENERAL PRINCIPLES

2.1 All decisions regarding the preventive and restorative conservation of City of Hamilton Museums (CHM) artifacts will be in keeping with the ethics and standards of practice set by the International Museum and Conservation professions.

2.2 The CHM recognizes that preventive conservation of the collections is the most effective means of conserving its cultural material. Preventive conservation techniques for the collections as a whole will in general be put before treatment of individual artifacts.

2.3 The CHM will ensure that every artifact in the collection be housed and presented according to the highest standards. Preservation concerns are equal for all artifacts, whether on display, in storage, or on loan.

2.4 The CHM will ensure that sufficient staff and funds are provided to ensure buildings, systems and collections are properly maintained.

2.5 The CHM will continue to monitor and assess the impact of its activities on the preservation of the collections.

2.6 The City of Hamilton will provide for the CHM sufficient space and resources for the purpose of carrying out preventive and treatment conservation activities.

# 3. OPERATIONAL PRINCIPLES

## 3.1 CARE AND HANDLING

3.1.1 Artifacts in the CHM collections will be handled only by staff and non-staff as approved by the site Curator.

3.1.2 All staff and outside persons permitted to handle CHM artifacts will follow conservation standards for the handling of artifacts. These standards will be provided in written guidelines.

3.1.3 All staff working with CHM collections will receive Artifact Care and Handling training.

3.1.4 CHM staff involved in the day to day maintenance of collections will follow a written Collections Maintenance Plan.

3.1.5 All outside tradespersons, club members, etc. working at the CHM will receive written guidelines on the precautions to be taken when working in proximity to heritage collections.

3.1.6 When transporting artifacts, the CHM will follow accepted conservation standards with regards to packing procedures and materials.

## 3.2 SECURITY

3.2.1 All areas where collections are stored, displayed, or maintained will be monitored for vandalism, theft and fire by security systems that are routinely inspected and periodically assessed for effectiveness.

3.2.2 All CHM staff will perform passive security in the museum during open hours to ensure the collection is safe from random theft and vandalism.

3.2.3 All CHM will have an Emergency Plan that is revised annually.

3.2.4 All CHM will maintain an Integrated Pest Management program.

3.2.5 The CHM will follow written Building Maintenance Plans in order to protect the collections from damage through physical plant failures.

## 3.3 STORAGE

3.3.1 Artifacts not on display will be stored in areas that are designated for artifact storage only.

3.3.2 Artifact storage areas will be large enough to safely house the collections stored in them.

3.3.3 Access to the artifact storage areas will be limited to designated staff.

3.3.4 Artifacts not on display will be stored in areas that have controlled and monitored environments for light, relative humidity, pests and pollutants.

3.3.5 Artifacts in storage will be routinely inspected for damage.

3.3.6 Only conservation approved systems and materials will be used to support and house artifacts in storage.

3.3.7 Where artifact storage space is limited and/or below accepted museum standards, CHM will limit the acquisition of new artifacts.

## 3.4 EXHIBITION

3.4.1 The condition of each artifact that is considered for display at the CHM will be assessed.

3.4.2 The CHM will control and monitor environmental conditions to accepted conservation levels, i.e. visible light, ultraviolet radiation, relative humidity, temperature, and pollutants, in all areas where artifacts are on display.

3.4.3 The CHM will provide appropriate physical support and protection from chemical damage for all artifacts on display.

## 3.5 LOANS

3.5.1 The condition of all artifacts considered for loan will be assessed. Only artifacts in good condition will be permitted for loan.

3.5.2 The condition of i) artifacts leaving the CHM for purpose of loan and, ii) artifacts on loan from other institutions, will be documented.

3.5.3 Loaning institutions must be able to provide appropriate conservation standards

with regard to environment and security while CHM artifacts are in their care.

3.5.4 The CHM will provide appropriate conservation standards with regard to environment and security for artifacts on loan from other institutions.

### 3.6 TRAINING

3.6.1 Preventive conservation information and training will be provided for all CHM staff and outside persons working with the CHM collections.

3.6.2 Conservation staff will participate in continuing education and professional development in order to keep abreast of current information and to ensure high standards are maintained at the CHM.

3.6.3 The CHM will provide internships for conservation students, and information and training opportunities for heritage professionals where appropriate.

### 3.7 TREATMENT

3.7.1 Treatments of CHM artifacts will only be performed within the parameters of the recognized conservation 'Code of Ethics and Guidance for Practice'.

3.7.2 The CHM will ensure that treatments are carried out to the highest professional standards, using the minimum amount of intervention necessary to stabilize and/or preserve the item.

3.7.3 All treatments will be carried out by the CHM Conservator or an outside Conservator approved of, and monitored by, the staff Conservator. Basic maintenance procedures can be undertaken by other staff under the guidance of the Conservator.

3.7.4 All treatments will be documented. Documentation includes photodocumentation and the written recording of the condition of the item before treatment and the methods and materials used in treatment.

## 4. ROLE OF THE CONSERVATOR

4.1 Co-ordinate the preservation activities for the benefit of the CHM collections.

4.2 The CHM Conservator is responsible for provide guidance through consultation, training and written guidelines to other CHM staff on how to best preserve CHM collections. The CHM Curators are responsible for ensuring preventive conservation activities are followed at their site and to obtain the advice of the Conservator where appropriate.

4.3 Manage the CHM Conservation resources for the overall benefit of all the collections.

4.4 Collect, analyze, and maintain records of environmental monitoring of the CHM sites.

4.5 Assess the condition of all artifacts being considered for acquisition, deaccessioning, exhibition and loan.

4.6 Develop and co-ordinate Emergency Plans for each of the City of Hamilton Museums.

4.7 Develop and co-ordinate an Integrated Pest Management program for the CHM and storage facilities.

4.8 Examine and document the condition of artifacts in the CHM collections as needed and maintain conservation records.

4.9 Carry out conservation treatments on individual items. Co-ordinate treatments by outside professionals.

4.10 Liase with outside Conservation professionals to keep abreast of, and share information regarding, current research into materials and techniques of conservation, environmental issues and other matters affecting the conservation of collections.

4.11 Provide specialist conservation information to public institutions, community groups, and individual custodians of cultural materials.

January 1999

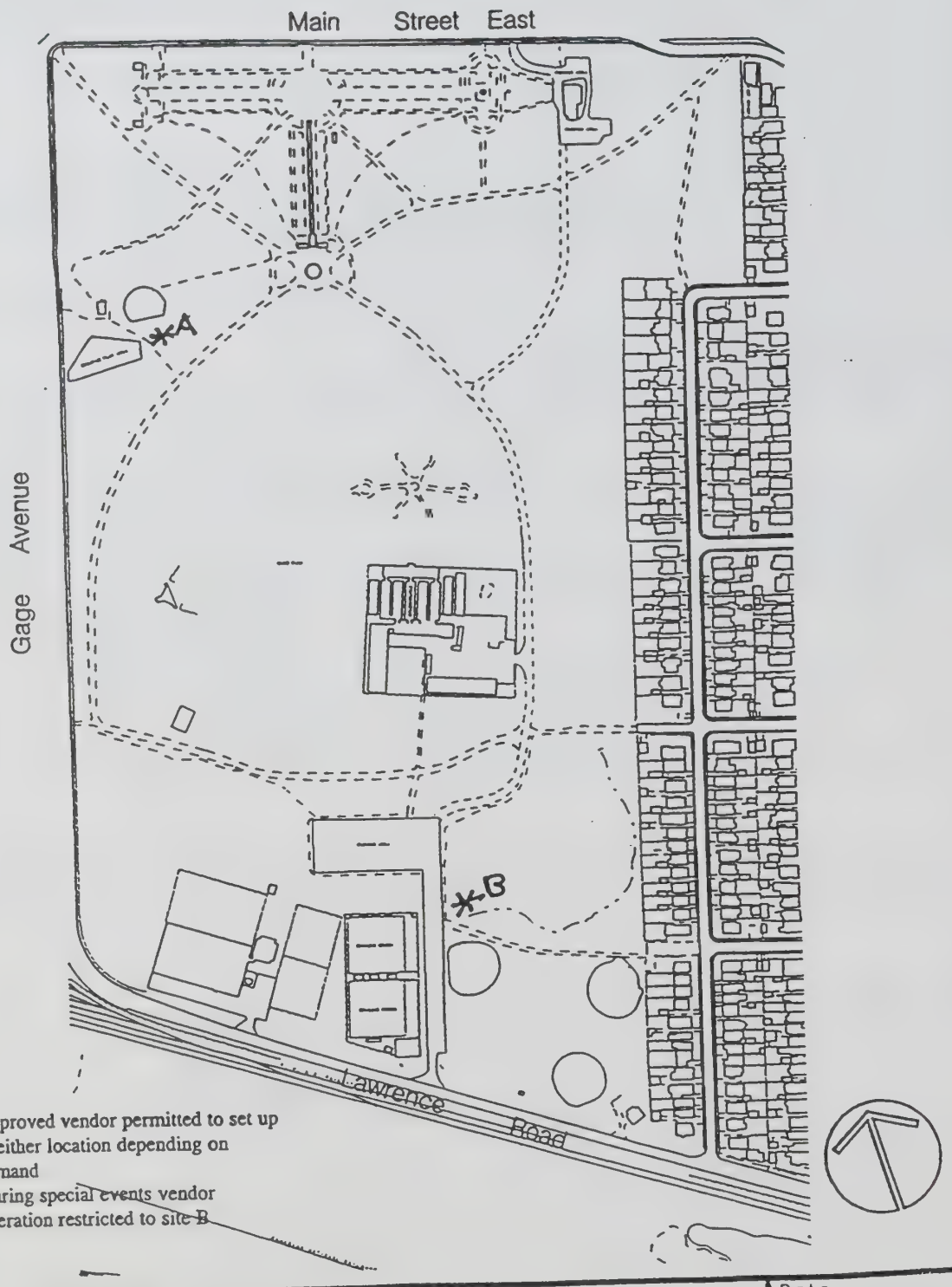
Appendix "B" as referred to in
Section 15 of the FIFTH
Report of the Parks and Recreation
Committee for 1999

**City of Hamilton**
**1999-2001 Park Vendor Program**

**Recommended Operators at Approved Locations**

| Name | Location | Products | Fee |
|---|---|---|---|
| Summertime Snow<br>c/o Karen & Larry Charters | Bayfront Park | Shaved Ice Flavours<br>Fries<br>Sausage/Hot Dogs<br>Soft Drinks/Juices/<br>Water<br>Snacks<br>Ice Cream | $6,000 |
| Summertime Snow<br>c/o Karen & Larry Charters | Pier 4 Park | as above | $6,000 |
| Willy Dog<br>c/o Jim Bontaine | Gage Park | Sausages/<br>Hot Dogs<br>Soft Drinks/<br>Juices/Water | $3,095 |

Schedule A – Gage Park




* - Approved vendor permitted to set up at either location depending on demand

- During special events vendor operation restricted to site B

City of HAMILTON

Project: GAGE PARK

Title: VENDOR OPERATIONS

Date: NOV/98

Scale: 1:4000

Dwg. No.: RTE. 4 5

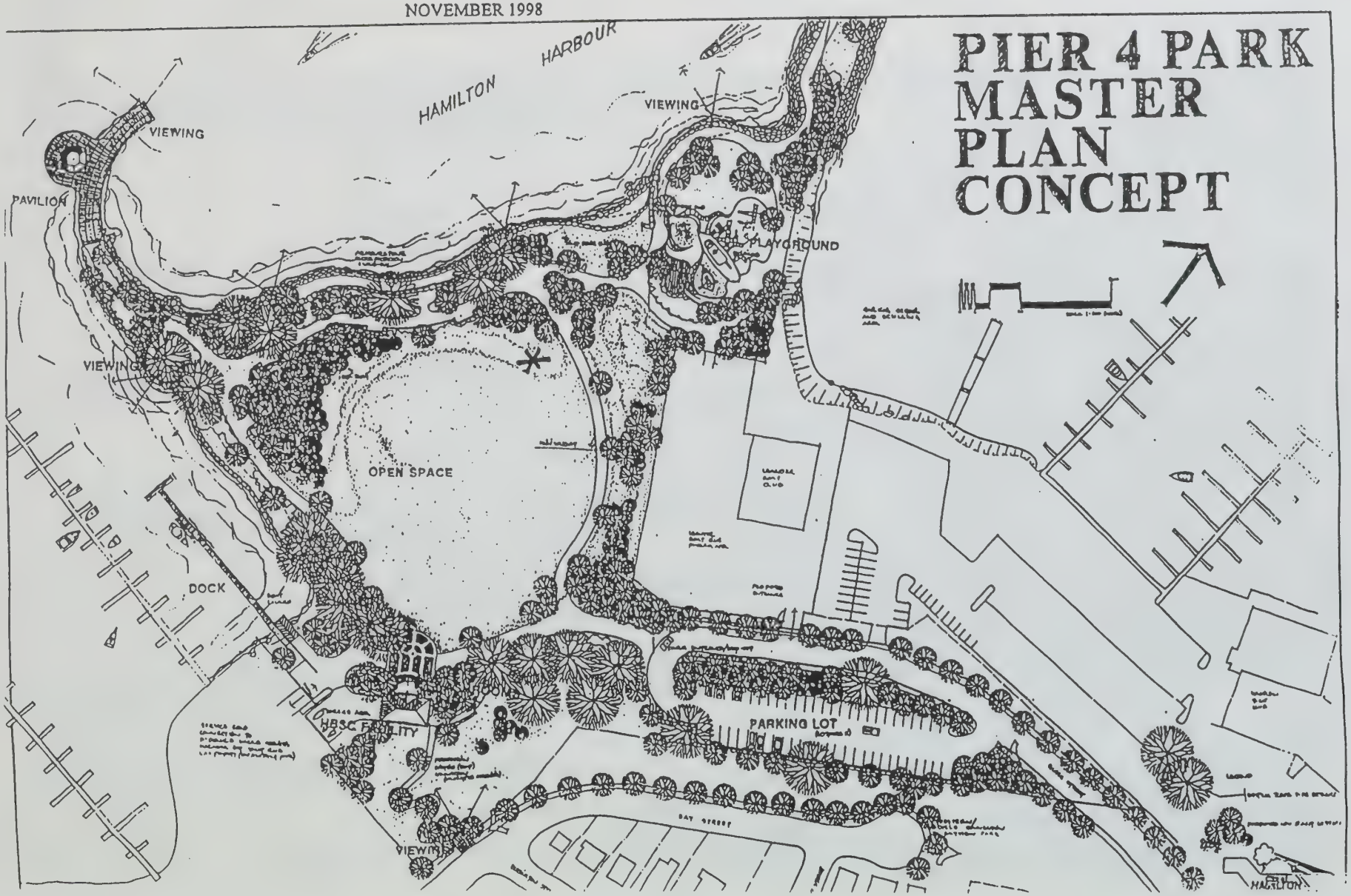
Schedule A - Bayfront Parks




* Approved Vendor Location
NOVEMBER 1998

*Approved Vendor Location

NOVEMBER 1998



# PLANNING & DEVELOPMENT

# COMMITTEE

## REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Planning and Development Committee presents its **TENTH** Report for 1999 and respectfully recommends:

1. **ZA-99-05, for property at Rexford and Robertsfield Drive**

That approval be given to Zoning Application 99-05, 1272689 Ontario Ltd., Alwilayad Islamic Association, owner (c/o Hussein Ghaddar), requesting changes in zoning from "AA' (Agricultural) District to "R-4" (Small Lot Single-Family Residential, etc.) District for Block "1" and to "R-4" – 'H' (Small Lot Single-Family Residential, etc.- Holding) District for Block "2", for the property located at the northeast corner of Rexford and Robertsfield Drive, as shown on the attached map marked as APPENDIX "A", on the following basis:

(a) That the amending By-law apply the holding provisions of Section 36(1) of the Planning Act, R.S.O., 1990, to Block "2" of the subject lands by introducing the holding symbol 'H' as a suffix to the proposed Zoning District. The holding provision will prohibit the development of Block "2" until:

(i) The owner acquires the parcel of land shown as Block 26 on Plan 62M-454 and merges it in title with Block "2"; and,

(ii) The owner pays all outstanding land, servicing, roadway costs to the City of Hamilton and the Region of Hamilton-Wentworth, prior to lifting the 0.3 m reserve adjacent to Robertsfield Drive and that the owner be responsible for preparing the required Reference Plan to lift the 0.30 m reserve.

City Council may remove the 'H' symbol, and thereby give effect to the "R-4" District provisions as stipulated in this By-law by enactment of an amending By-law once the conditions are fulfilled; and,

(b) That Block "1" be rezoned from "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Residential, etc.) District; and,

(c) That Block "2" be rezoned from "AA" (Agricultural) District to "R-4" – 'H' (Small Lot Single-Family Residential, etc. – Holding) District; and,

(d) That the Director of Legal Services and Corporate Counsel be authorized and directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-38C for presentation to City Council; and,

(e) That the proposed changes in zoning are in conformity with the Official Plan for the Hamilton Planning Area; and,

(f) That upon finalization of the implementing Zoning By-law, the subject lands be redesignated from "Civic and Institutional" to "Single and Double Residential" on the approved Randall Neighbourhood Plan.

2. **ZA-99-02, 86 Mall Road**

That Amended Zoning Application ZAC-99-02, by 774728 Ontario Limited (Gerald Luska) and Henesh Holdings Limited, owners, for a further modification to the "HH" (Restricted Community Shopping and Commercial, etc.) District to permit a billiard hall and restaurant, for lands known municipally as 86 Mall Road, as shown on the attached map marked as APPENDIX "B", be denied on the following basis:

(a) it is incompatible with and has the potential for negative spillover effects (noise, parking, litter, etc.) on the surrounding land uses; and,

(b) it conflicts with the intent of the approved Thorner Neighbourhood Plan.

3. **Annabelle Place, Cash in Lieu of 5% Parkland Dedication**

That the City of Hamilton now accept the sum of $10,000 as a cash payment in lieu of the 5% land dedication in connection with "Annabelle Place", Hamilton being the cash payment required under section 51.1 of the Planning Act.

4. **Demolition Permit, 1155 West 5th Street**

That the Building Commissioner be authorized to issue a demolition permit for 1155 West 5th Street in accordance with By-law 74-290 pursuant to Section 33 of The Planning Act, as amended.

5. **Removal of Part Lot Control, Wellington Meadows, Phase 1**

(a) That approval be given to Part Lot Control Application 99-01, Scarlett Homes Ltd., owner, to remove part-lot control for Lots 2 – 18, inclusive and Lots 21 – 25, inclusive, located in "Wellington Meadows, Phase 1", Registered Plan 62M-877, known municipally as 1 – 53 Pineridge Drive, inclusive (excluding 21 and 33 Pineridge Drive) and, for the purpose of establishing maintenance easements, as shown on the attached map marked as Appendix "C"; and,

(b) That the appropriate by-law, to remove part lot control from Lots 2 – 18, inclusive and Lots 21 – 25, inclusive, located in "Wellington Estates, Phase 1", Registered Plan 62M-877, be enacted by Council; and,

(c) That the exempting by-law be restricted to a 1 year effective time period to expire on May 1, 2000; and,

(d) That following the enactment of this by-law, the Director, Development Approvals, Community Planning and Development Division (as delegate of the Minister of Municipal Affairs and Housing) be requested to grant approval to the by-law and endorse the same on the by-law.

6. **Core Heritage Program, 34-36 Hess Street**

That a grant for façade improvements, under the Core Heritage 2000 Program in the amount of $12,242 to Intrilectual Investments Inc., registered owners of 34-36 Hess Street South, be approved.

7. **Tax Incentive Program for Designated Commercial/Industrial Buildings in Hamilton's Downtown**

That Item 5 of the NINTH Report of the Planning and Development Committee for 1999 which was approved by City Council at its meeting of April 13, 1999, regarding Tax Incentive Program for Designated Commercial/Industrial Buildings in Hamilton's Downtown, be amended by:

(a) Increasing the time frame for the annual rebate from a five year period to a ten year period; and,

(b) Directing that staff of the Community Planning and Development Division report back regarding possible methods of financing.

8. **Bills:**

That the following Bills be adopted, signed, sealed and enrolled as By-laws:

(a) C-18 A By-law to Remove Land within the "Wellington Meadows, Phase 1" Subdivision, Plan 62M-877 from Part Lot Control.

(b) C-19 A By-law to Adopt Official Plan Amendment No. 160 Respecting Heritage Impact Assessment.

(c) C-20 A By-law to Adopt Official Plan Amendment No. 158 Respecting Lands Located at the Front of 723 Rymal Road West in the Carpenter Nieghbourhood.

(d) C-21 A By-law to Amend Zoning By-law No. 6593 Respecting Land Located at Municipal No. 723 Rymal Road West.

(e) C-22 A By-law to Amend Zoning By-law No. 6593 Respecting Lands Located East of Eleanor Avenue and South of Dalia Avenue/Dulgaren Street and Located at the Rear of 1501 Upper Sherman Avenue.

(f) C-23 A By-law to Amend Zoning By-law No. 6593 as Amended by Zoning By-law No. 83-325 Respecting Land Located at Municipal No. 129 Rebecca Street.

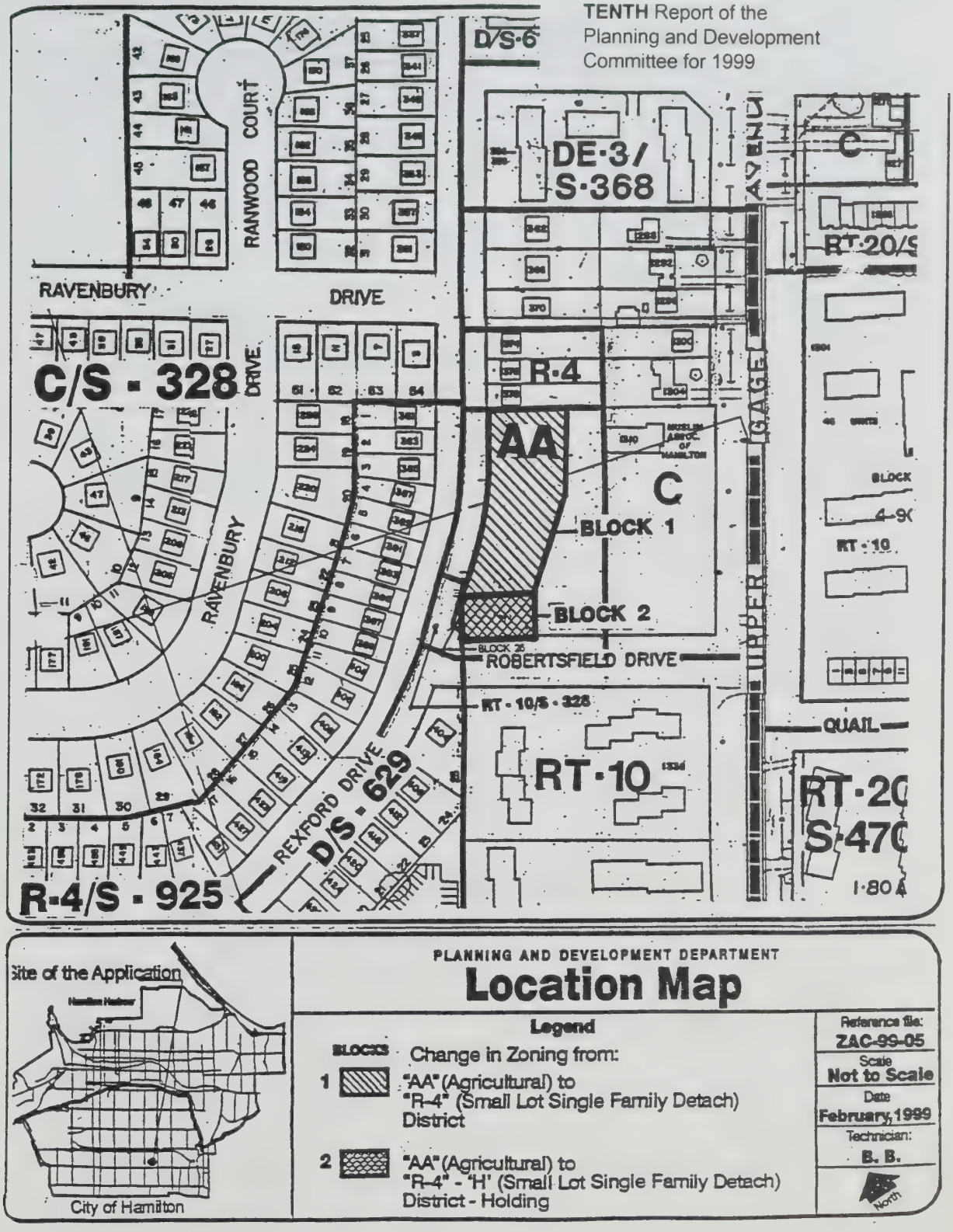
(g) C-24 A By-law to Amend Zoning By-law No. 6593 as Amended by Zoning By-law No. 98-210 Respecting Land Located at Municipal No. 1016 Upper Paradise Road.

**Respectfully submitted,**

**ALDERMAN F. D'AMICO, CHAIRMAN**
**PLANNING AND DEVELOPMENT**
**COMMITTEE**

**Tina Agnello, Secretary**
**April 21, 1999**

Appendix "A" referred to in Section 1 of the **TENTH** Report of the Planning and Development Committee for 1999







PLANNING AND DEVELOPMENT DEPARTMENT

# Location Map

**Legend**

BLOCKS — Change in Zoning from:

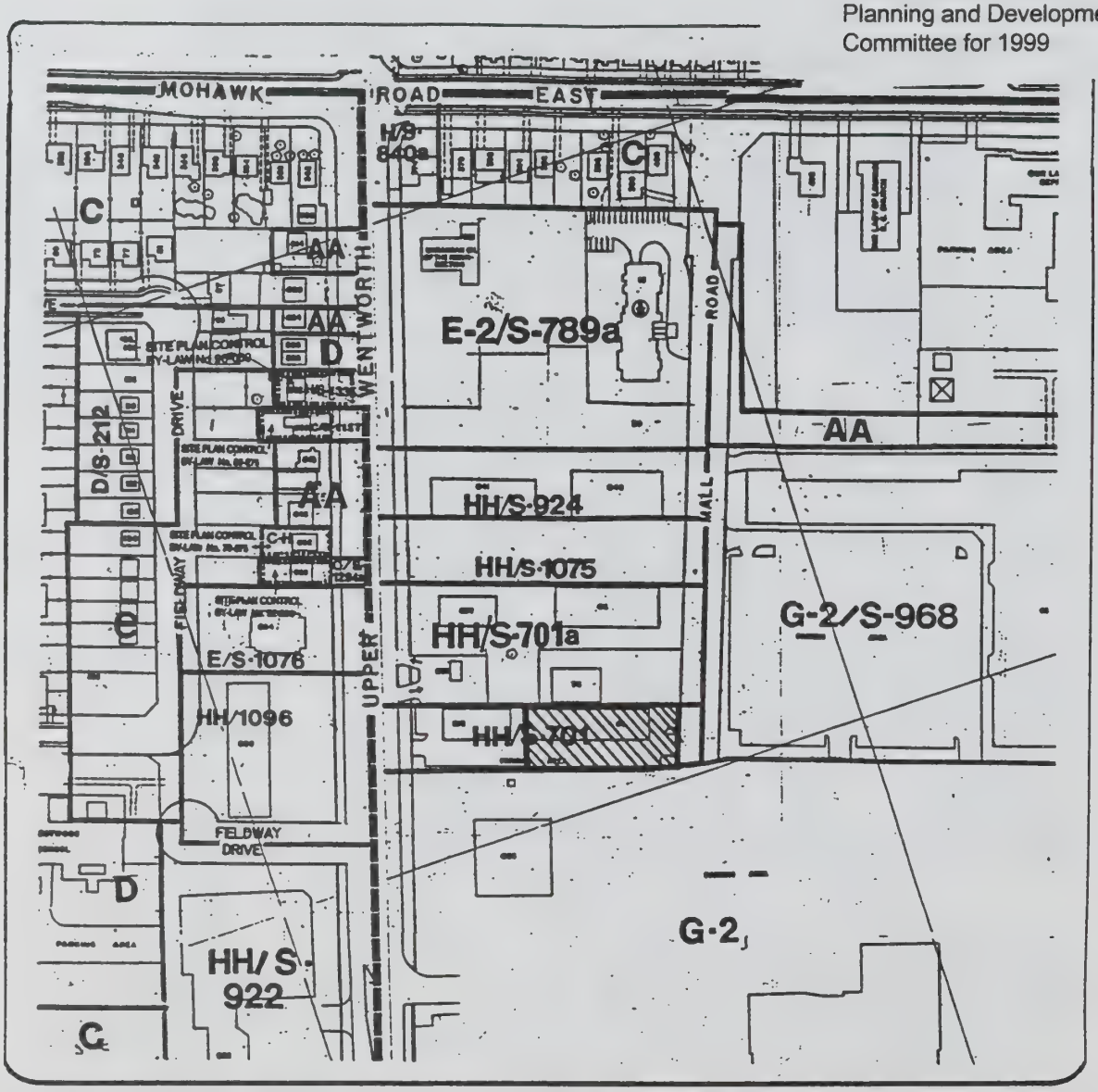
1 — "AA" (Agricultural) to "R-4" (Small Lot Single Family Detach) District

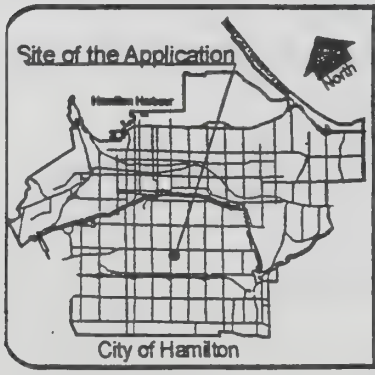
2 — "AA" (Agricultural) to "R-4" - 'H' (Small Lot Single Family Detach) District - Holding

| | |
|---|---|
| Reference file: | ZAC-99-05 |
| Scale | Not to Scale |
| Date | February, 1999 |
| Technician: | B. B. |

North

Appendix "B" referred to in Section 2 of the **TENTH** Report of the Planning and Development Committee for 1999




PLANNING AND DEVELOPMENT DEPARTMENT

# Location Map

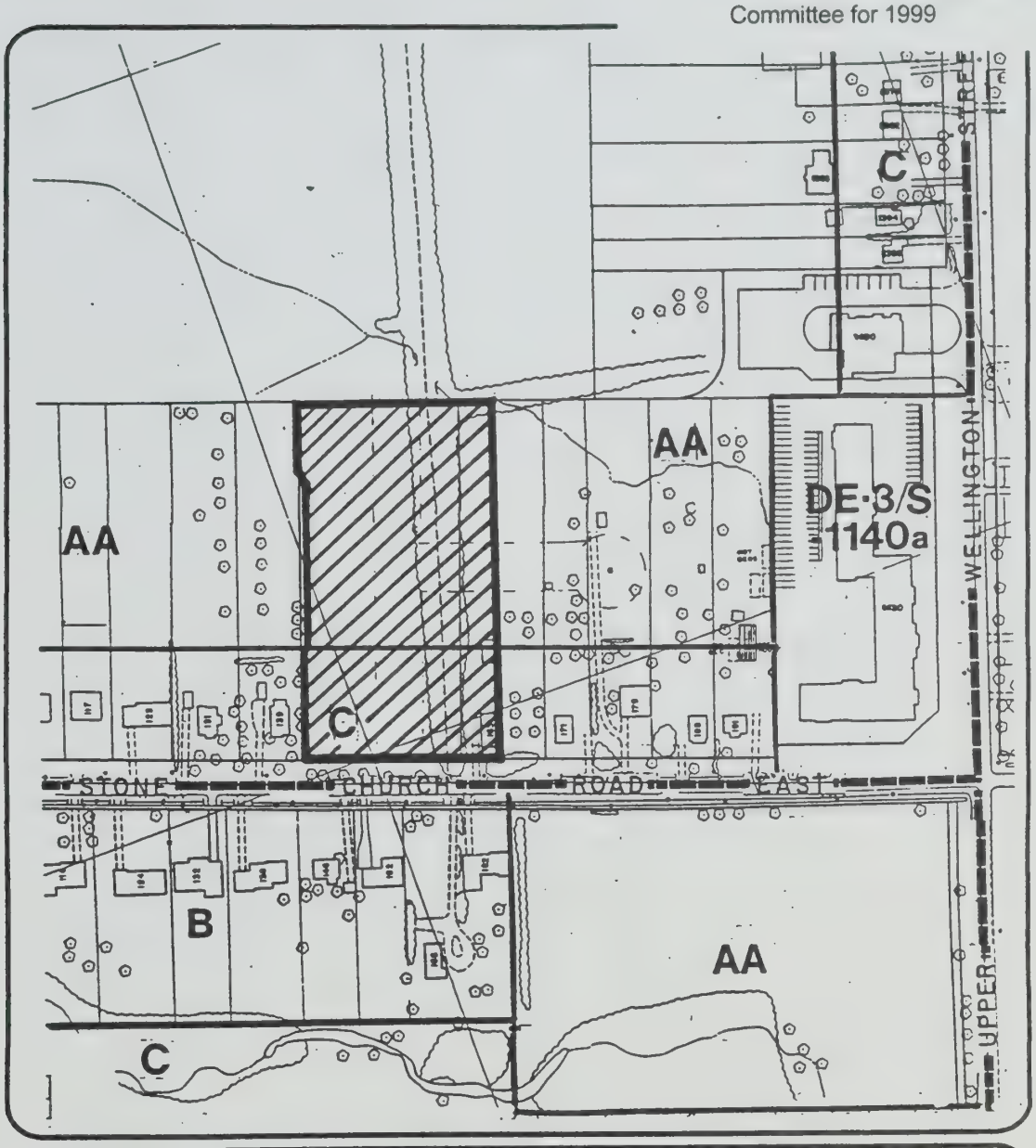
**Legend**

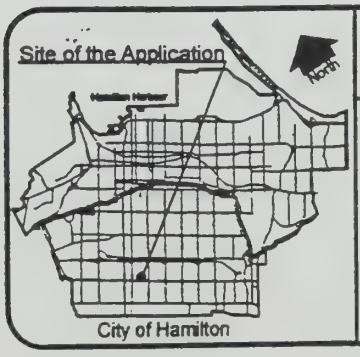
Site of the Application

| | |
|---|---|
| Reference file: | ZAC-99-02 |
| Scale | Not to Scale |
| Date | March, 1999 |
| Technician: | B. B. |

APPENDIX

Appendix "C" referred to in Section 5 of the **TENTH** Report of the Planning and Development Committee for 1999




PLANNING AND DEVELOPMENT DEPARTMENT

# Location Map

**Legend**

Subject Lands

| | |
|---|---|
| Reference file: | PLC-99-01 |
| Scale | Not to Scale |
| Date | April,1999 |
| Technician: | B. B. |
| | APPENDIX |

# FINANCE & ADMINISTRATION

# COMMITTEE

## REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The Finance and Administration Committee presents its **EIGHTH** Report for 1999 and respectfully recommends:

1. **Request for Proposal – External Audit Services**

   (a) That the issuance of a Request for Proposal for external audit services for the City of Hamilton be approved; and,

   (b) That Alderman C. Collins and Alderman D. O'Sullivan be appointed to serve on the Auditor Selection Committee along with Councillor G. Etherington and Councillor B. Charters, as the Regions Audit Sub-Committee representatives, the General Manager, Finance (or designate), and the Internal Auditor; and,

   (c) That the following timetable for the review of audit services be approved:

| | |
|---|---|
| Proposal call approved by<br>Region - Audit Sub Committee<br>- F&AS<br>- Council<br>City - F&A<br>- Council | April 19<br>April 20<br>April 20<br>April 20<br>April 27 |
| RFP document finalized | April 28 |
| RFP mailed | April 28 |
| Proposal call advertised in local press | May 1 |
| Information session | Wk. of May 10<br>(May 11 or 12) |
| RFP submissions closing date | May 26 |
| Staff reviews and selection of short list of candidates | May 27-June 1 |
| Selection Committees hear presentations of short list candidates and make decision | Wk. Of June 7 |
| Recommendation of Selection Committees approved by:<br>Region - Audit Sub-Committee<br>- F&AS<br>- Council<br>City - F&A<br>- Council | <br><br>Wk. of June 21<br>July 8<br>July 8<br>July 6<br>July 6 |

2. **Bill**

That the following Bill be adopted, signed, sealed and enrolled as a By-law:

D-11 A By-law to confirm the proceedings of the Council of the Corporation of the City of Hamilton.

**Respectfully submitted,**

**ALDERMAN D. WILSON**
**CHAIRMAN**
**FINANCE AND ADMINISTRATION**
**COMMITTEE**

Susan K. Reeder
Secretary
April 20, 1999

# NOMINATING COMMITTEE

April 27, 1999

## REPORT OF THE NOMINATING COMMITTEE

To the Council of the Corporation of the City of Hamilton.

The Nominating Committee presents its **SECOND** Report for 1999 and respectfully recommends:

1. **Appointment of Citizen Member to the Hamilton Public Library Board**

   That _____ be appointed to serve on the Hamilton Public Library Board for a term to expire November 30, 2000.

**Respectfully Submitted,**

**MAYOR R. M. MORROW**
**CHAIRMAN**
**NOMINATING COMMITTEE**

**J. J. Schatz, Secretary**
**April 27, 1999**

# CITY OF HAMILTON LICENSING COMMITTEE

April 27, 1999

# REPORT OF THE CITY OF HAMILTON LICENSING COMMITTEE

To the Council of the Corporation of the City of Hamilton.

Members of Council:

The City of Hamilton Licensing Committee presents its **THIRD** Report for 1999 and respectfully recommends:

## 1. Taxi Cab Driver Licence – Haridas Ramachandran

That the Taxi Cab Driver Licence of Haridas Ramachandran be suspended until Mr. Ramachandran obtains a Class G Licence issued under the Highway Traffic Act.

## 2. Taxi Cab Driver Licence – Emran Ahmed Choudhury

That the Taxi Cab Driver Licence of Emran Ahmed Choudhury be suspended until Mr. Choudhury obtains a Class G Licence issued under the Highway Traffic Act.

## 3. Taxi Cab Driver Licence – Amad Chowdhury

That the Taxi Cab Driver Licence of Amad Chowdhury be suspended until Mr. Chowdhury obtains a Class G Licence issued under the Highway Traffic Act.

## 4. Taxi Cab Driver Licence – Tanvir Chowdhury

That the Taxi Cab Driver Licence of Tanvir Chowdhury be suspended until Mr. Chowdhury obtains a Class G Licence issued under the Highway Traffic Act.

## 5. Taxi Cab Driver Licence – Luthful Chowdhury

That the Taxi Cab Driver Licence of Luthful Chowdhury be suspended until Mr. Chowdhury obtains a Class G Licence issued under the Highway Traffic Act.

**6. Taxi Cab Driver Licence – Kalid Qureshi Mahmood**

That the Cab Driver Licence of Kalid Qureshi Mahmood be suspended until Mr. Mahmood obtains a Class G Licence issued under the Highway Traffic Act.

**7. Body Rub Attendant Licence – Carrolyn Regina Cole**

That the Body Rub Attendant Licence application of Carrolyn Regina Cole be granted subject to Ms. Cole submitting an updated criminal record sheet to the Issuer of Licences on 1999 October 26.

**8. Tow Truck Driver Licence – Corey A. Raymer**

That the Tow Truck Driver Licence of Corey A. Raymer be granted subject to Mr. Raymer submitting an updated criminal record sheet to the Issuer of Licences on 1999 October 26.

Confidential background information provided to members of City Council under separate cover.

**Respectfully Submitted,**

**ALDERMAN F. EISENBERGER, CHAIRMAN**
**CITY OF HAMILTON LICENSING COMMITTEE**

**Stella Glover, Secretary**
**April 14, 1999**

MEETING OF THE COUNCIL
OF THE CORPORATION OF THE CITY OF HAMILTON

TUESDAY, APRIL 27, 1999
7:30 O'CLOCK P.M.
COUNCIL CHAMBER, CITY HALL

# BILLS

Bill No. A-13

# THE CORPORATION OF THE CITY OF HAMILTON

## BY-LAW NO. 99-

## TO ALTER HESS STREET BETWEEN KING STREET WEST AND JACKSON STREET AND GEORGE STREET FROM HESS STREET SOUTH TO APPROXIMATELY 65 METRES EASTERLY

**WHEREAS** the Council of the Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act. Revised Statutes of Ontario, 1990, Chapter M.45, and amendments thereto, to establish and layout, widen, alter, divert, stop-up, lease, close or sell any highway or part of a highway;

**AND WHEREAS** the portion of highways known as Hess Street South and George Street are local roads under the jurisdiction of The Corporation of the City of Hamilton;

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, in adopting Item 32 of the 1st Report of the Transport and Environment Committee on January 26, 1999, authorized that steps be taken in accordance with the Municipal Act to advertise Notice of the City's intention to alter Hess Street South and George Street as hereinafter described;

**AND WHEREAS** Notice of the City's intention to pass this By-law to authorize the said alteration has been published as required by Section 300 of the Municipal Act for four (4) consecutive weeks in The Spectator, a newspaper having general circulation of the City of Hamilton:

**AND WHEREAS** the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard no matter whether in objection to or in support of this By-law;

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the alterations be approved and carried out to Hess Street South between King Street West and Main Street West, for the purpose of narrowing the travelled portion of the said street from the existing width of 9.0 metres to a width of 6.2 metres; Hess Street South, between Main Street West and Jackson Street, for the purpose of narrowing the travelled portion of the said street from the existing width of 12.0 metres to 9.0 metres and George Street between Hess Street South and approximately 65 metres easterly by narrowing the travelled portion of the said street from the existing width of 6.0 metres to 3.5 metres, all as illustrated in Schedule "A" attached hereto.

2. That the Mayor and Municipal Clerk are hereby authorized to execute, on behalf of The Corporation of the City of Hamilton, all contracts necessary for the construction of the said works.

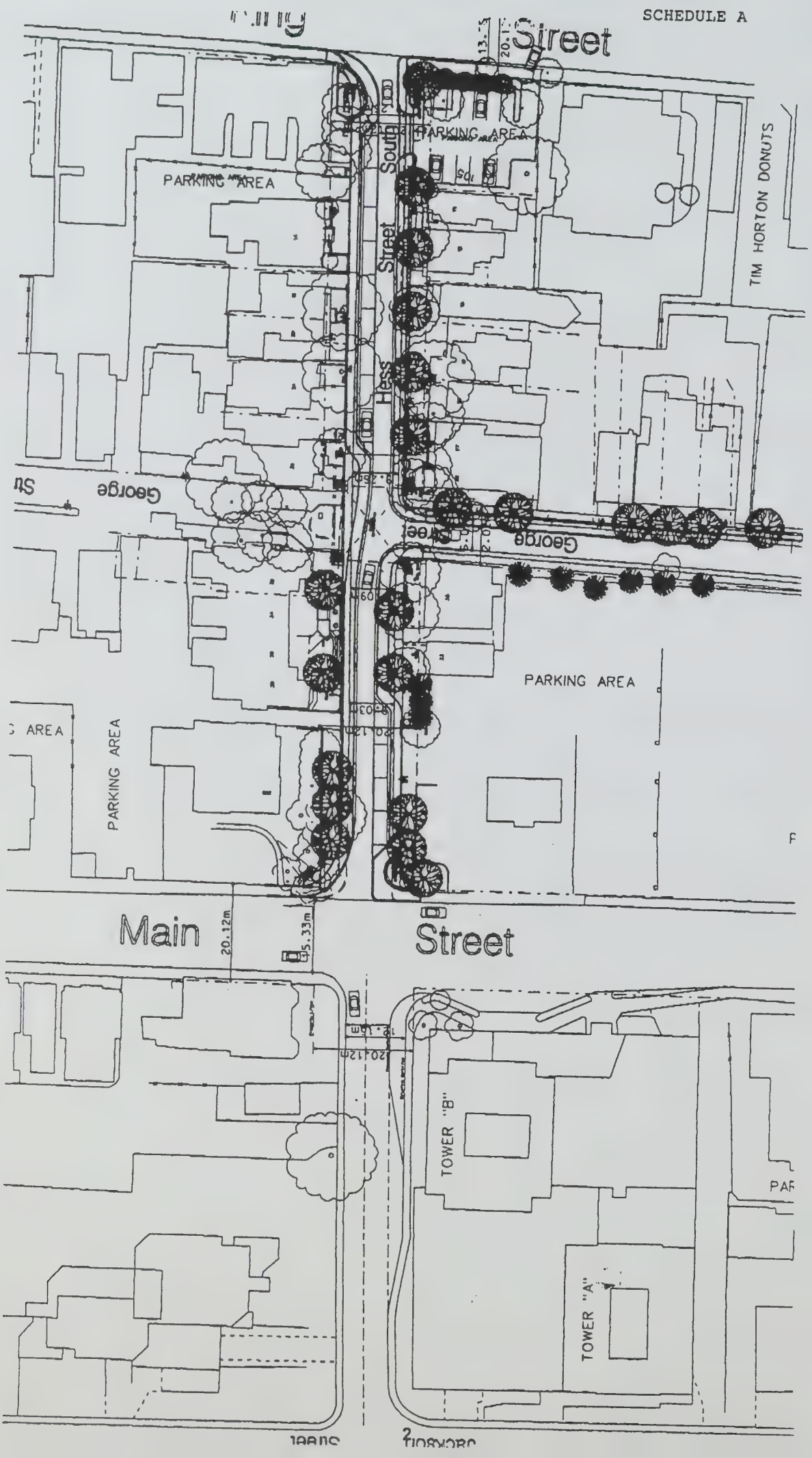
**PASSED** this day of , 1999.

MUNICIPAL CLERK

MAYOR

(1999) 1 R.T.E.C. 32, January 26

SCHEDULE A


Street
PARKING AREA
PARKING AREA
South
Street
TIM HORTON DONUTS
Hess
George
George
PARKING AREA
PARKING AREA
Main
Street
20.12m
TOWER "B"
TOWER "A"

**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO. 99-**

**TO INCORPORATE CITY LAND DESIGNATED AS PARTS 24, 27, 28 & 29, ON PLAN 62R-11691 INTO BENJAMIN DRIVE**

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Benjamin Drive within its limits;

**AND WHEREAS** the said land is owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the following land is hereby established and laid out as a public highway to form part of Benjamin Drive.

   Part of Lot 14, Concession 7, in the geographic township of Barton, designated as Parts 24, 27, 28 & 29, on Plan 62R-11691.

   City of Hamilton

   Regional Municipality of Hamilton-Wentworth

2. That the Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said land as a public highway.

3. That this by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

**PASSED** this 27th day of April A.D. 1999

Municipal Clerk

Mayor

Bill No. A-15

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 99-

TO INCORPORATE CITY LAND
DESIGNATED AS PART 15, ON PLAN 62R-8380
INTO DONN AVENUE

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Donn Avenue within its limits;

**AND WHEREAS** the said land is owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the following land is hereby established and laid out as a public highway to form part of Donn Avenue.

   Part of Lot 24, Concession 2, in the geographic township of Saltfleet, designated as Part 15, on Plan 62R-8380.

   City of Hamilton

   Regional Municipality of Hamilton-Wentworth

2. That the Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said land as a public highway.

3. That this by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

**PASSED** this 27th day of April A.D. 1999

Municipal Clerk

Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 99-

TO INCORPORATE CITY LAND
DESIGNATED AS BLOCK 9, ON PLAN 62M-332, PARTS 3 & 5, ON PLAN
62R-14109, AND PARTS 1 & 3, ON PLAN LT494229
INTO ELMORE DRIVE

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Elmore Drive within its limits;

**AND WHEREAS** the said land is owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the following land is hereby established and laid out as a public highway to form part of Elmore Drive.

   All of Block 9, Plan 62M-332, and part of Lot 7, Concession 8, in the geographic township of Barton, designated as Parts 3 & 5, on Plan 62R-14109, and Parts 1 & 3, on Plan LT494229.

   City of Hamilton

   Regional Municipality of Hamilton-Wentworth

2. That the Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said land as a public highway.

3. That this by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

**PASSED** this 27th day of April A.D. 1999

Municipal Clerk

Mayor

Bill No. A- 17

**THE CORPORATION OF THE CITY OF HAMILTON**

**BY-LAW NO. 99-**

**TO INCORPORATE CITY LAND DESIGNATED AS BLOCK 66, ON PLAN 62M-556 AND PART 9, ON PLAN 62R-14109 INTO ROYALVISTA DRIVE**

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Royalvista Drive within its limits;

**AND WHEREAS** the said land is owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the following land is hereby established and laid out as a public highway to form part of Royalvista Drive.

   All of Block 66, on Plan 62M-556, and part of Lot 7, Concession 8, in the geographic township of Barton, designated as Part 9, on Plan 62R-14109.

   City of Hamilton

   Regional Municipality of Hamilton-Wentworth

2. That the Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said land as a public highway.

3. That this by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

**PASSED** this 27th day of April A.D. 1999

Municipal Clerk

Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 99-

TO INCORPORATE CITY LAND
DESIGNATED AS PARTS 21, 23 & 30, ON PLAN 62R-11691
INTO THEODORE DRIVE

**WHEREAS** the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

**AND WHEREAS** the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Theodore Drive within its limits;

**AND WHEREAS** the said land is owned by The Corporation of the City of Hamilton.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the following land is hereby established and laid out as a public highway to form part of Theodore Drive.

   Part of Lot 14, Concession 7, in the geographic township of Barton, designated as Parts 21, 23 & 30, on Plan 62R-11691.

   City of Hamilton

   Regional Municipality of Hamilton-Wentworth

2. That the Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said land as a public highway.

3. That this by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

**PASSED** this 27th day of April A.D. 1999

Municipal Clerk

Mayor

Bill No. A-19

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 99-

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

**WHEREAS** Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

**AND WHEREAS** Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

**AND WHEREAS** on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

**AND WHEREAS** it is necessary to amend By-law 89-72, as amended;

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 10 (Stops at Intersections)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

| | | |
|---|---|---|
| "Brendan | Southbound | Behan |
| Theodore | Eastbound and Westbound | Benjamin |
| Corinaldo | Northbound | Fano |
| Corinaldo | Eastbound | Fano |
| Dunkirk | Eastbound and Westbound | Ferndale |
| Jeremy | Northbound | Chipman" |

2. That **Schedule 18 (No Right Turn on Red Light at Certain Intersections)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following item:-

| | | | |
|---|---|---|---|
| "Dundurn | Northbound | Aberdeen | 7:00 am - 9:00 am<br>Monday to Friday" |

and by deleting therefrom the following item, namely:-

| | | | |
|---|---|---|---|
| "Dundurn | Northbound | Aberdeen | Anytime" |

3. That **Schedule 23 (HSR Bus Stops)** of By-law 89-72, as amended, is hereby further amended by adding to the **Outbound** column thereof the following items, namely:-

"Britannia Avenue, 20 feet west of Tragina (N/S)

Britannia Avenue, 20 feet west of Fairfield (N/S)"

and by deleting from the **Outbound** column thereof the following items, namely:-

"Britannia at Cope

Britannia at Weir"

4. That **Schedule 29 (No Stopping Areas - No Stopping Anytime)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

| | | | |
|---|---|---|---|
| "Lotus | North | commencing 93 feet west of Upper James and extending 30 feet westerly therefrom | Anytime |
| Upper Wentworth | East | commencing at the north limit of the driveway to 1809 Upper Wentworth and extending 75 feet northerly therefrom | Anytime" |

5. That **Schedule 31 (School Bus Loading Zones)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following item, namely:-

| | | | | |
|---|---|---|---|---|
| "Hester | North | 118 feet | commencing 146 feet east of Deschene | 7:00 a.m. - 6:00 p.m. Monday to Friday" |

6. That **Schedule 35 (Wheelchair Loading Zones)** of By-law 89-72, as amended, is hereby further amended by deleting therefrom the following item, namely:-

| | | | | |
|---|---|---|---|---|
| "Pearl | East | 15 feet | 32 feet south of Peter | 12:00 noon - 8:00 p.m." |

7. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

8. This By-law shall come into force and take effect upon the date of its passing and enactment.

**PASSED** this 27th day of April 1999.

MUNICIPAL CLERK

MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

**WHEREAS** Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

**AND WHEREAS** Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

**AND WHEREAS** on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

**AND WHEREAS** it is necessary to amend By-law 89-72, as amended;

**NOW THEREFORE** the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 9 (Through Highways)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

   "Cannon Street, from the southerly limit of Britannia Avenue to the westerly limit of Kenilworth Avenue

   Cannon Street, from the easterly limit of Ottawa Street to the westerly limit of Lottridge Street"

   and by deleting therefrom the following item, namely:-

   "Cannon Street, from the southerly limit of Britannia Avenue to the westerly limit of Lottridge"

2. That **Shedule 24 (Parking Meter Locations)** of By-law 89-72, as amended, is hereby further amended by adding to **Section 1(A)** (Three Hour Limit - fifty cents per hour) thereof the following item, namely:-

   | | | |
   |---|---|---|
   | "Rosslyn | East | Main to 100 feet north" |

   and by adding to **Section 2(A)** (Two Hour Limit - fifty cents per hour) thereof the following item:-

   | | | |
   |---|---|---|
   | "James | Both | Barton to Murray" |

   and by deleting from **Section 3(A)** (One Hour Limit - fifty cents per hour) thereof the following items, namely:-

   | | | |
   |---|---|---|
   | "James | Both | Barton to Murray |
   | Rosslyn | East | Main to 100 ft. north" |

3. That **Schedule 26 (No Parking Areas)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

| | | | | |
|---|---|---|---|---|
| "Cannon | North | Lottridge to Ottawa | | Anytime |
| Cannon | North | Ottawa to Kenilworth | 7 am - 6 pm | Mon - Fri |
| Pearson | North /East | commencing 152 feet west of Pompano and extending 132 feet northerly therefrom | | Anytime |
| Glennie | West | Britannia to the southerly end | | Anytime |
| Poulette | West | Hunter to Melbourne | | Anytime |
| Macauley | North | commencing 115 feet east of James and extending 36 feet easterly therefrom | 9 am - 7 pm | Mon - Fri |
| Vine | South | commencing 68 feet east of MacNab and extending 24 feet easterly therefrom | | Anytime" |

and by deleting therefrom the following items, namely:-

| | | | | |
|---|---|---|---|---|
| "Cannon | North | Lottridge to Kenilworth | | Anytime |
| Macauley | North | commencing 115 feet east of James to a point 36 feet easterly therefrom | 8:30 am - 5 pm | Mon - Fri" |

4. That **Schedule 26(A) (Loading Zones)** of By-law 89-72, as amended, is hereby further amended by deleting therefrom the following item, namely:-

| | | | |
|---|---|---|---|
| "Locke | West | 22 ft. | 50 ft. south of south limit of Bold" |

5. That **Schedule 27 (Alternate Side Parking)** of By-law 89-72, as amended, is hereby further amended by adding thereto the following items, namely:-

| | | |
|---|---|---|
| "Glennie Avenue<br>Barton Street to Britannia Avenue | East | West |
| Poulett Street<br>Main to Hunter | West | East" |

and by deleting therefrom the following items, namely:-

| | | |
|---|---|---|
| "Glennie Avenue<br>Barton Street to Southerly End | East | West |
| Poulette Street<br>End to End | West | East" |

6. That **Schedule 34 (Sticker Permit Parking)** of the said By-law is hereby amended by adding thereto the following items, namely:-

| | | | |
|---|---|---|---|
| "Augusta | North | commencing 69 feet west of Hughson and extending 26 feet westerly therefrom | Anytime |
| Carrick | East | commencing 205 feet south of King and extending 28 feet southerly therefrom | Anytime |
| Catharine | East | commencing 186 feet south of Murray and extending 25 feet southerly therefrom | Anytime |
| Catharine | East | commencing 128 feet south of Murray and extending 20 feet southerly therefrom | Anytime |
| Fairfield | West | commencing 218 feet north of Vansitmart and extending 22 feet northerly therefrom | Anytime |
| Jackson | South | commencing 99 feet west of Pearl and extending 17 feet westerly therefrom | Anytime |
| Strachan | South | commencing 62 feet east of MacNab and extending 20 feet easterly therefrom | Anytime |
| Wexford | East | commencing 139 feet north of Main and extending 18 feet northerly therefrom | Anytime" |

and by deleting therefrom the following items, namely:-

| | | | |
|---|---|---|---|
| "Francis | North | from a point 114 feet west of Cheever to a point 24 feet westerly therefrom | Anytime |
| Julian | East | commencing 102 feet north of Roxborough and extending 23 feet northerly therefrom | Anytime |
| Paling | West | commencing 705 feet south of Barton and extending 20 feet southerly therefrom | Anytime |
| Vansitmart | North | commencing 230 feet west of Harmony and extending 22 feet westerly therefrom | Anytime" |

7. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

8. This By-law shall come into force and take effect upon the date of its passing and enactment.

**PASSED** this 27th day of April 1999.

MUNICIPAL CLERK

MAYOR

Bill No. C-18

The Corporation of the City of Hamilton

BY-LAW NO. 99 —

To Remove
Land within the "Wellington Meadows, Phase 1" Subdivision, Plan 62M-877
from Part Lot Control

WHEREAS subsection 5 of Section 50 of the Planning Act, (R.S.O. 1990, Chapter P.13) establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS subsection 7 of Section 50 of the Planning Act, states, in part, as follows:

(7) **Designation of lands not subject to part lot control. --** Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law.

(7.1) **Requirement for approval of by-law. --** A by-law passed under subsection (7) does not take effect until it has been approved by the appropriate approval authority for the purpose of sections 51 and 51.1 in respect of the land covered by the by-law.

(7.2) **Exemption from approval. --** An approval under subsection (7.1) is not required if the council that passes a by-law under subsection (7) is authorized to approve plans of subdivision under section 51.

(7.3) **Expiration of by-law. --** A by-law passed under subsection (7) may provide that the by-law expires at the expiration of the time period specified in the by-law and the by-law expires at that time.

(7.4) **Extension of time period. --** The council of a local municipality may, at any time before the expiration of a by-law under subsection (7), amend the by-law to extend the time period specified for the expiration of the by-law and an approval under subsection (7.1) is not required.

(7.5) **Amendment or repeal. --** The council of a local municipality may, without an approval under subsection (7.1), repeal or amend a by-law passed under subsection (7) to delete part of the land described in it and, when the requirements of subsection (28) have been complied with, subsection (5) applies to the land affected by the repeal or amendment.

AND WHEREAS the Minister has delegated his authority to approve by-laws enacted under subsection 7 of Section 50 of the Planning Act to the Council of The Regional Municipality of Hamilton–Wentworth pursuant to Section 4 of the Planning Act by Ontario Regulation 476/83;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of Section 50 of the Planning Act, for the purpose of creating maintenance easements shall not apply to the following lands:

   Lots 2 – 18, inclusive and Lots 21 – 25, inclusive, Registered Plan Number 62M-877, in the City of Hamilton, Regional Municipality of Hamilton–Wentworth.

2. (a) This by-law shall come into force and effect on the date of its approval by Council of The Regional Municipality of Hamilton–Wentworth.

   (b) Where this by-law has been enacted and the said approval has been endorsed hereon, it shall be registered on title to the land described in paragraph one above.

   (c) This By-law shall expire on May 1, 2000.

PASSED this 27th day of April A.D. 1999.

Municipal Clerk

Mayor

Scarlett Homes Ltd., owner
(1999) 10 R.P.D.C. (5) ., April 21
PLC-99-01

Bill No. C - 19

The Corporation of the City of Hamilton

BY-LAW NO. 99-

To Adopt:

Official Plan Amendment No. 160

Respecting:

**HERITAGE IMPACT ASSESSMENT**

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 160 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

**PASSED** this 27th day of April A.D. 1999

MUNICIPAL CLERK

MAYOR

1999 9. R.P.D.C (3)
OPA 160

Bill No. C-20

The Corporation of the City of Hamilton

BY-LAW NO. 99-

To Adopt:

Official Plan Amendment No. 158

Respecting:

**LANDS LOCATED AT THE FRONT OF 723 RYMAL ROAD WEST IN THE CARPENTER NEIGHBOURHOOD**

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 158 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

**PASSED** this 27th day of April A.D. 1999

MUNICIPAL CLERK

MAYOR

(1999) 1R.P.D.C. (6.A.), January 26
723 Rymal Rd. Inc. (Jomar Development Corporation), Owner
OPA-158

## Draft Amendment No. 158

## to the

## City of Hamilton Official Plan

The following text, together with Schedule "B", attached hereto, constitutes Official Plan Amendment No. 158.

Purpose:

The purpose of this Amendment is to establish a "Special Policy Area" within the "Residential" designation to permit a community and residential care access centre, including limited associated commercial uses, on the subject property.

Location:

The lands affected by this Amendment are the front portion of the lands known municipally as 723 Rymal Road West, with an area of approximately 0.7 ha, within the Carpenter Neighbourhood.

Basis:

The basis for permitting the community and residential care access centre, including limited associated commercial uses, within the "Residential" area are as follows:

1. The subject lands are located on a major arterial road, at the periphery of the neighbourhood.

2. The community and residential care access centre would provide residential short term and care facilities and medical services, including patient care, assessment and uptake, to the communities of the Hamilton West Mountain, Ancaster and Glanbrook.

3. The proposal includes the adaptive re-use of a heritage dwelling upon the subject lands as a component of the development.

Actual Changes:

1. The following new policy be added to Subsection A.2.9.3 - Other Policy Areas as Policy A.2.9.3.76:

"Notwithstanding the permitted uses set out in Subsection A.2.1 - Residential Uses, for the front portion of the lands known municipally as 723 Rymal Road West, shown on Schedule "B" as SPECIAL POLICY AREA 81, a community residential care access centre including limited associated commercial uses will also be permitted provided that:

i) The commercial uses will be restricted to:

   a) A restaurant within the existing heritage dwelling only. There will be no drive through component and the restaurant will not consist entirely of a take out.

   b) Medical related commercial and medical offices, within the community and residential care access centre, having a maximum floor area of 1350 $m^2$.

ii) The external appearance and character of the existing heritage dwelling will be maintained."

2. The following be added to Schedule "B" - Special Policy Areas:

- Special Policy Area 81; and,
- "Area 81 refer to Policy A.2.9.3.76" in the legend, as shown on the attached Schedule "B" of this Amendment.

Implementation:

A Zoning By-law amendment will give effect to the intended use on the subject lands.

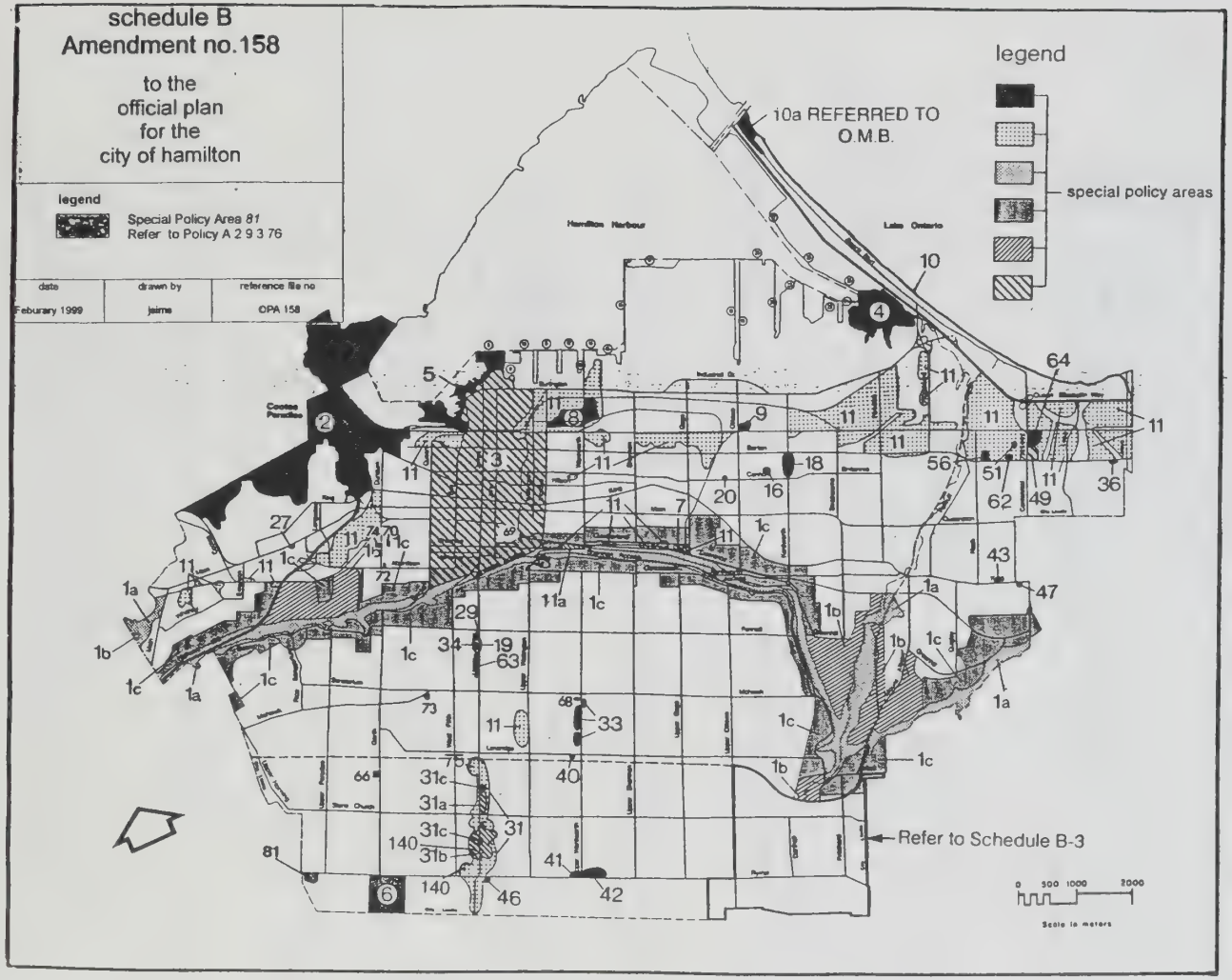
This is Schedule "1" to By-law No. 99- , passed on the day of , 1999.

**The Corporation of the**

**City of Hamilton**

Municipal Clerk

Mayor




## special policy areas

| AREA | REFER TO POLICY | AREA | REFER TO POLICY |
|---|---|---|---|
| 1(a) | A.2.9.1. | 53 | "Deleted" |
| 1(b) | A.2.9.1. | 54 | "Deleted" |
| 1(c) | A.2.9.1. | 55 | A.2.9.3.50 |
| 2 | A.2.9.2. | 56 | A.2.9.3.51. |
| 3 | A.2.9.3 | 62 | A.2.9.3.57 |
| | A.2.9.3.1. | 63 | A.2.9.3.58 |
| 4 | A.2.9.3.2. | 64 | A.2.9.3.59. |
| 5 | A.2.9.3.3. | 65 | A.2.9.3.60 |
| 6 | A.2.9.3.4 | 66 | A.2.9.3.61 |
| 7 | A.2.9.3.5. | 67 | A.2.9.3.62 |
| 8 | A.2.9.3.6. | 68 | A.2.9.3.63 |
| 9 | A.2.9.3.7. | 69 | A.2.9.3.64 |
| 10 | A.2.9.3.8. | 70 | A.2.9.3.65. |
| 11 | A.2.9.3.9. | 71 | A.2.9.3.66. |
| 11(a) | A.2.9.3.9. | 72 | A.2.9.3.67 |
| 16 | A.2.9.3.14. | 73 | 1.2.9.3.68. |
| 17 | "Deleted" | 74 | A.2.9.3.69 |
| 18 | A.2.9.3.16. | | |
| 19 | A.2.9.3.17. | | |
| 20 | A.2.9.3.18 | | |
| 28 | A.2.9.3.21 | | |
| 27 | A.2.9.3.22. | | |
| 29 | A.2.9.3.24. | | |
| 30 | A. .9.3.25. | | |
| 11 | A.2.9.3.26 | | |
| 31(a) | A.2.9.3.26 | | |
| 31(b) | A.2.9.3.26. | | |
| 31(c) | A.2.9.3.26. | | |
| 32 | A.2.9.3.27 | | |
| 33 | A.2.9.3.28 | | |
| 34 | A.2.9.3.29 | | |
| 35 | A.2.9.3.30 | | |
| 36 | A.2.9.3.31. | | |
| 37 | A.2.9.3.32. | | |
| 38 | "Deleted" | | |
| 40 | A.2.9.3.35. | | |
| 41 | A.2.9.3.36 | | |
| 42 | A.2.9.3.37 | | |
| 43 | A.2.9.3.38. | | |
| 45 | A.2.9.3.40. | | |
| 46 | A.2.9.3.41 | | |
| 47 | A.2.9.3.42. | | |
| 48 | "Deleted" | | |
| 49 | A.2.9.3.44. | | |
| 50 | A.2.9.3.45. | | |
| 51 | A.2.9.3.46. | | |

For other Special Policy Areas numbers, refer to Schedules: B-1, B-2, and B-3.

## schedule B

to the official plan
for
the city of Hamilton

99 / 02 / 24

The Corporation of the City of Hamilton

BY-LAW NO. 99-

To Amend:

Zoning By-law No. 6593

Respecting:

**LAND LOCATED AT MUNICIPAL NO. 723 RYMAL ROAD WEST**

**WHEREAS** it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982, as amended by Official Plan Amendment No. 158, proposed by the Council of The Corporation of the City of Hamilton but not yet approved by The Regional Municipality of Hamilton-Wentworth in accordance with the provisions of Sections 4, 17 and 21 of the Planning Act, R.S.O. 1990, Chapter P.13.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-37E of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "**AA**" (Agricultural) District to "**DE-3**" - '**H**' (Multiple Dwellings - Holding) District, the land comprised in Block "1"; and

(b) by changing from "**C**" (Urban Protected Residential, etc.) District to "**DE-3**" - '**H**' (Multiple Dwellings - Holding) District, the land comprised in Block "2",

the extent and boundaries of each of which Blocks "1" and "2" shown on a plan hereto annexed as Schedule "A".

2. (a) The 'H' symbol applicable to the land referred to in section 1 shall be removed conditional upon,

(i) the owner preparing and submitting a storm water management study to the satisfaction of the applicable Conservation Authorities and the Manager, Development Engineering Section, Regional Environment Department; and,

(ii) servicing being made available to the subject lands to the satisfaction of the Manager, Development Engineering Section, Regional Environment Department; and,

(iii) the applicant entering into all required agreements for the provision of services, with the City of Hamilton and the Region of Hamilton-Wentworth, to the satisfaction of the Manager, Development Engineering Section, Regional Environment Department.

(b) The 'H' symbol shall be removed by amendment to this by-law and the development of the lands referred to in section 1 may at such time proceed in accordance with the "DE-3" District provisions, subject to the special requirements contained in section 3 of this by-law.

3. The "DE-3" (Multiple Dwellings) District provisions, as contained in Section 10C of Zoning By-law No. 6593, applicable to the land referred to in section 1, are amended to the extent only of the special requirements that,

(a) notwithstanding Section 10C.(1) of Zoning By-law No. 6593, only the following uses shall be permitted:

(i) a "Community and Residential Care Access Centre"; and,

(ii) a restaurant provided that,

1. it is located within the dwelling or any portion existing on the day of the passing of the by-law; and,

2. the external appearance and character of the dwelling shall be preserved and maintained; and,

3. a drive-thru or take-out shall not be permitted; and,

4. it is only accessory to and used in conjunction with the "Community and Residential Care Access Centre"; and,

(b) for the purpose of this by-law, a "Community and Residential Care Access Centre" shall mean a building in which medical offices and related services are provided in conjunction with short-term residential care and residential care facilities, subject to the following provisions:

(i) a Short-Term Care Facility for the accommodation of a maximum of 26 residents of at least 65 years of age located within the first and second storeys; and,

(ii) a Residential Care Facility for the accommodation of a maximum of 25 residents of at least 65 years of age located within the second storey; and,

(iii) an accessory dining room within the second storey which shall only be used in conjunction with the Residential Care and Short term Care Facilities; and,

(iv) offices for medical or dental practitioners, osteopaths, drugless practitioners, physiotherapists, optometrists, and other medical related services such as reception areas, examination rooms, x-ray, ultra sound, a medical laboratory and a drugstore located within the first storey, provided that all such uses except for a drugstore shall have access only from the interior of the building; and,

(c) notwithstanding Section 10C.(2) of Zoning By-law No. 6593, no building shall exceed two storeys in height; and,

(d) notwithstanding Section 10C.(3) of Zoning By-law No. 6593, for a "Community and Residential Care Access Centre", the following yards shall be provided and maintained:

(i) a minimum front yard depth of 4.7 metres; and,

(ii) a minimum side yard depth of 3.8 metres; and,

(iii) a minimum rear yard depth of 11.1 metres; and,

(e) notwithstanding Section 10C.(5) of Zoning By-law No. 6593, for a "Community and Residential Care Access Centre" a maximum gross floor area of 4,690 square metres shall be permitted, the residential portion shall have a minimum floor area of 2,715 square metres and the commercial portion shall have a maximum floor area of 1,975 square metres, including hallways and common amenity areas; and,

(f) for the "Community and Residential Care Access Centre", a ground sign having an area of not more than 4.2 square metres and located not less than 2.0 metres from any lot line, and only illuminated with a source of light that is steady and suitably shielded to contain the illumination shall be permitted; and

(g) for the restaurant, a ground sign having an area of not more than 1.2 square metres and located not more than 1.5 metres from the existing building, and only illuminated with a source of light that is steady and suitably shielded to contain the illumination shall be permitted; and,

(h) Section 4.(3) of Zoning By-law No. 6593 shall not apply to the subject lands; and,

(i) notwithstanding Section 2.(2)A.(xiiaa) of Zoning By-law No. 6593, a Residential Care Facility shall be permitted within a building containing a "Community and Residential Care Access Centre" comprised of residential and commercial uses; and,

(j) notwithstanding Section 2.(2)A.(xiiaaa) of Zoning By-law No. 6593, a Short-Term Residential Care Facility shall be permitted within a building containing a "Community and Residential Care Access Centre" jointly comprised of residential and commercial uses; and,

(k) Section 10C.(7) of Zoning By-law No. 6593 shall not apply to the subject lands.

4. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE-3" District provisions, subject to the special requirements referred to in section 3.

5. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1421.

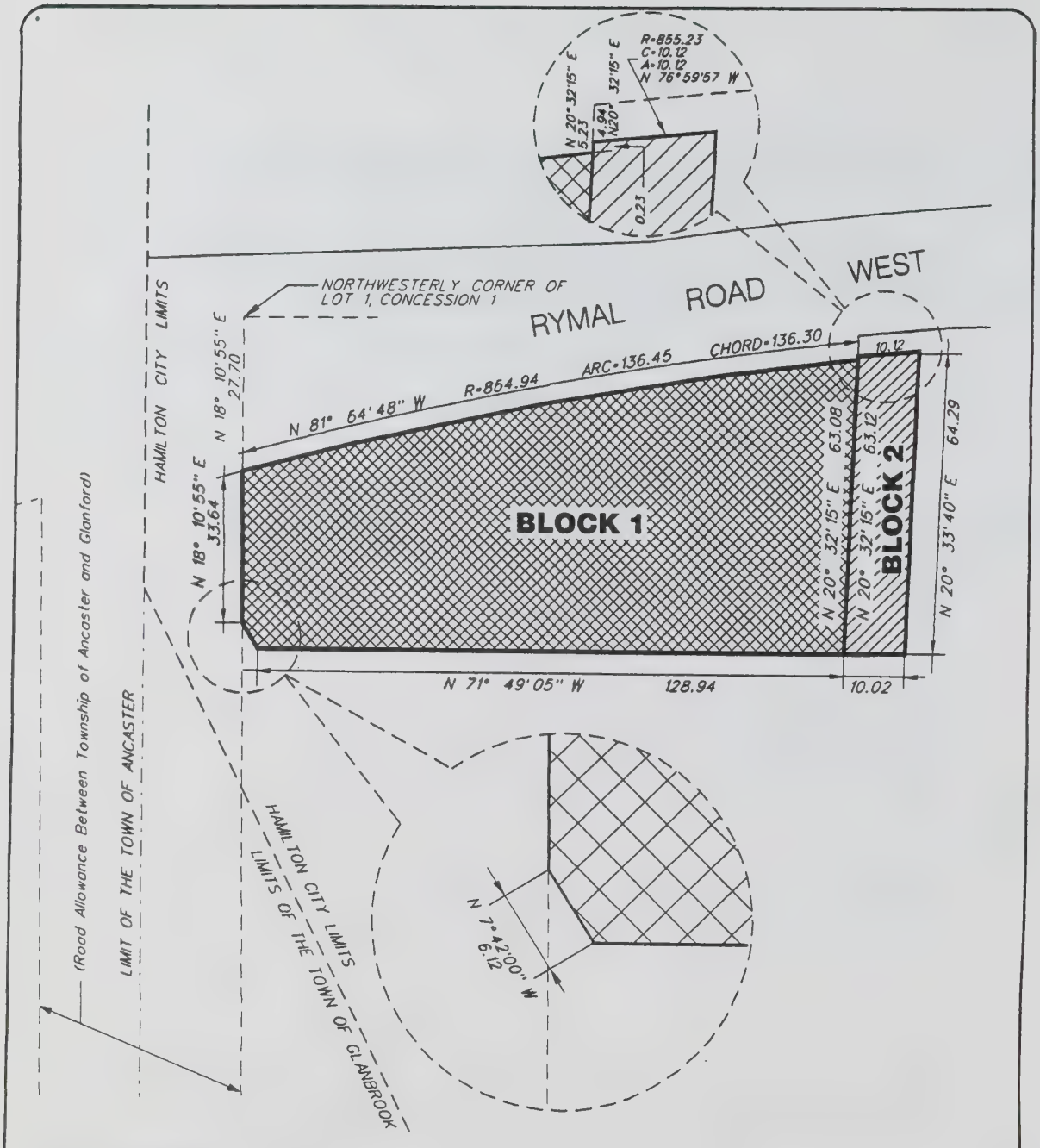
6. Sheet No. W-37E of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1421.

7. The Municipal Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

**PASSED** this 27th day of April A.D. 1999

MUNICIPAL CLERK MAYOR

(1999) 1 R.P.D.C. 6, January 26
723 Rymal Road West
(Jomar Development Corporation), Owner
Amended ZAC-98-24




NOTE: All dimensions are in metres

This is Schedule "A" to By–Law No. 99–.....
Passed the ..... day of ....., 1999.

Clerk

Mayor

City of Hamilton

# Schedule "A"

Map Forming Part of By–Law No. 99–____

to Amend By–Law No. 6593

Planning and Development Department

**Legend**

Change in zoning from:

BLK 1 — "AA" (Agricultural) District to "DE–3"–'H' ( Multiple Dwellings–Holding) District

BLK 2 — "C" (Urban Protected Residential, etc.) District to "DE–3"–'H' (Multiple Dwellings–Holding) District

| North | Scale | Reference File No. |
|---|---|---|
| | NOT TO SCALE | ZA–98–24 |
| | **Date** | **Drawn By** |
| | March, 1999 | B. B. |

Bill No. C- 22

The Corporation of the City of Hamilton

BY-LAW NO. 99 -

To Amend:

Zoning By-law No. 6593

Respecting:

**LANDS LOCATED EAST OF UPPER SHERMAN AVENUE, WEST OF ELEANOR AVENUE AND SOUTH OF DALIA AVENUE/DULGAREN STREET AND LOCATED AT THE REAR OF 1501 UPPER SHERMAN AVENUE**

**WHEREAS** it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets No. E-38C and E-38D of the District Maps appended to and forming part of By-law No. 6593, are amended,

(a) by changing from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

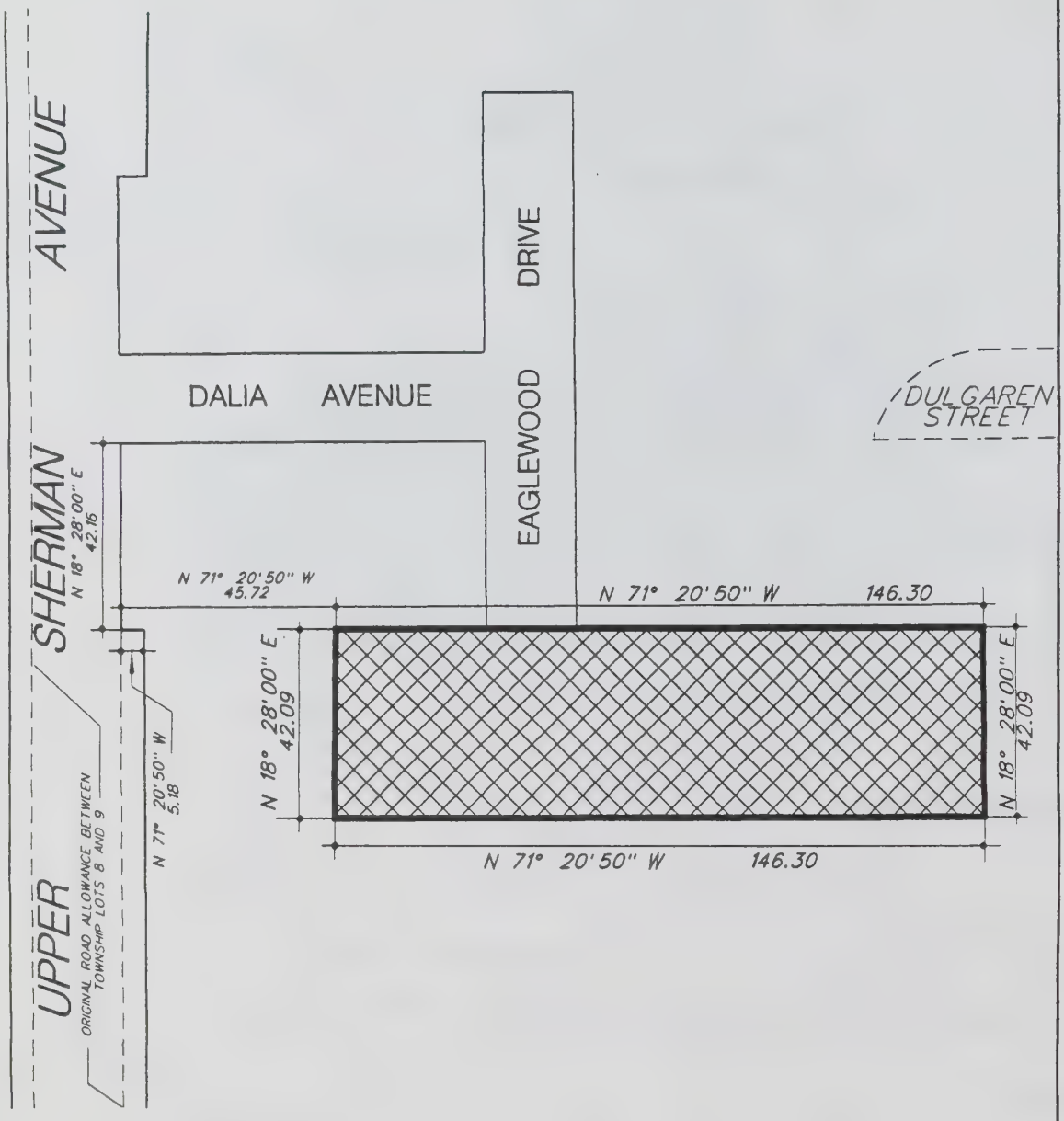
2. The Municipal Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

**PASSED** this day of A.D. 1999

MUNICIPAL CLERK

MAYOR

(1999) 3 R.P.D.C. 1, February 9
Harp Homes Building Corporation, Prospective Owner
ZAC-98-42




NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 99-.....
Passed the ..... day of ..... , 1999.

Clerk

Mayor

City of Hamilton

# Schedule "A"

Map Forming Part of By-Law No. 99-____

to Amend By-Law No. 6593

Planning and Development Department

**Legend**

Change in zoning from:

"AA" (Agricultural) District to
"C" (Urban Protected Residential, etc.) District

| North | Scale | Reference File No. |
|---|---|---|
| | NOT TO SCALE | ZA-98-42 |
| | **Date** | **Drawn By** |
| | April, 1999 | B. B. |

The Corporation of the City of Hamilton

BY-LAW NO. 99-

To Amend:

Zoning By-law No. 6593
As Amended Zoning By-law No. 83-325

Respecting:

**LAND LOCATED AT MUNICIPAL NO. 129 REBECCA STREET**

**WHEREAS** it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** The Corporation of the City of Hamilton passed By-law No. 83-325 on the 13th day of December 1983, to establish special requirements under Section 19B of Zoning By-law No. 6593, for the "J" District, in respect of the above-mentioned land, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A";

**AND WHEREAS** The Corporation of the City of Hamilton, in adopting Section 1 of the 9th Report of the Planning and Development Committee at its meeting held on the 13th day of April 1999, recommended that Zoning By-law No. 6593, as amended by By-law No. 83-325, be further amended as hereinafter provided;

**AND WHEREAS** it is expedient to repeal By-law No. 83-325 as it is no longer necessary;

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**NOW THEREFORE** the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-4 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from **"J"** (Light and Limited Heavy Industry, etc.) District, modified to **"DE"** (Low Density Multiple Dwellings) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "DE"(Low Density Multiple Dwellings) District provisions, as contained in Section 10A of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

(a) notwithstanding Section 10A.(1) of Zoning By-law No. 6593, only the following use shall be permitted:

(i) a multiple dwelling containing a maximum of nineteen (19) Class A dwelling units within the building existing at the time of the passing of this by-law; and,

(b) notwithstanding Section 10A.(3) of Zoning By-law No. 6593, the building existing at the time of the passing of this by-law, known municipally as 129 Rebecca Street, shall provide and maintain the following setbacks:

(i) 0.0 metre from the southerly, easterly, northerly and westerly lot lines; and,

(c) notwithstanding Section 10A.(4) of Zoning By-law No. 6593, a lot width of not less than 17.6 metres and a lot area of not less than 460 square metres shall be provided and maintained; and,

(d) Section 10A.(5) of Zoning By-law No. 6593 shall not apply; and,

(e) Section 18A. of Zoning By-law No. 6593 shall not apply.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-850a.

5. Sheet No. E-4 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-850a.

6. By-law No. 83-325 is hereby repealed in its entirety.

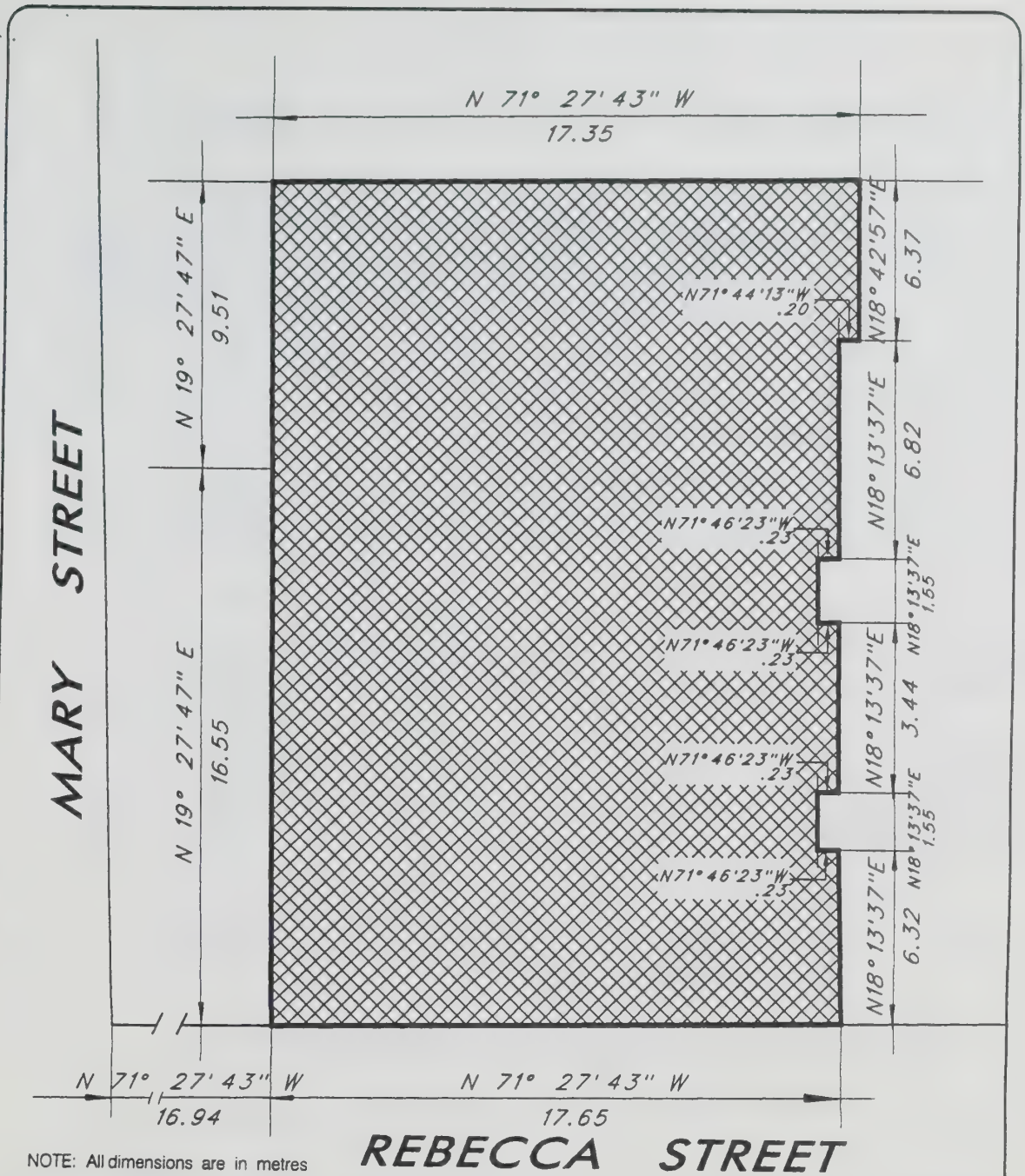
7. The Municipal Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

**PASSED** this 27th day of April A.D. 1999

MUNICIPAL CLERK

MAYOR

(1999) 9 R.P.D.C. 1, April 13
Michael Valvasori, Prospective Owner
ZAC-99-01




NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 99-.....
Passed the ..... day of ....., 1999.

Clerk

Mayor

City of Hamilton

# Schedule "A"

Map Forming Part of By-Law No. 99-____

to Amend By-Law No. 6593

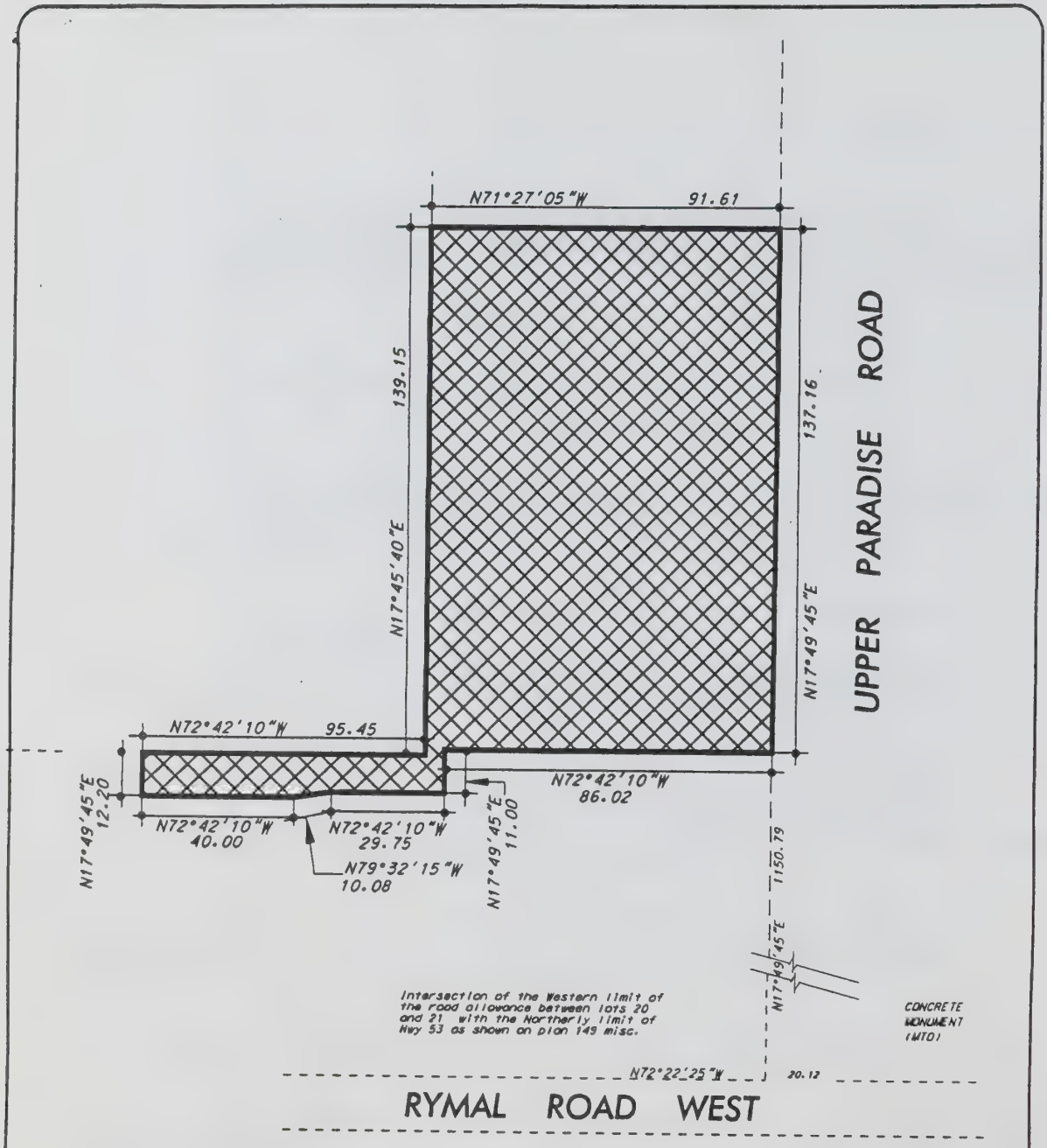
Planning and Development Department

**Legend**

Change in zoning from:

"J" (Light and Limited Heavy Industry, etc.) District, modified to "DE" (Low Density Multiple Dwellings) District

| North | Scale | Reference File No. |
|---|---|---|
| | NOT TO SCALE | ZAC-99-01 |
| | Date | Drawn By |
| | April, 1999 | B. B. |




NOTE: All dimensions are in metres

This is Schedule "A" to By–Law No. 99–.....
Passed the ..... day of ....., 1999.

Clerk

Mayor

City of Hamilton

# Schedule "A"

Map Forming Part of By–Law No. 99–____

to Amend By–Law No. 6593

Planning and Development Department

**Legend**

Modification to the established "D" (Urban Protected Residential – One and Two Family Dwellings, etc.) District

| North | Scale | Reference File No. |
|---|---|---|
| | NOT TO SCALE | ZA–99–03 |
| | **Date** | **Drawn By** |
| | April, 1999 | B. B. |

Bill No. D-11

**BY-LAW NO. 99 -**

**TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 27TH DAY OF APRIL , 1999.**

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 27th day of April A.D. 1999.

MUNICIPAL CLERK

MAYOR

CA4 ON HBL A05
A31
1999

Hamilton Public Library
2nd floor

April 26, 1999

URBAN MUNICIPAL

**Notice of Meeting**
**COMMITTEE OF THE WHOLE**
**CITY OF HAMILTON**

URBAN MUNICIPAL
MAY 1 1999
GOVERNMENT DOCUMENTS

**Thursday, April 29, 1999**
**(Immediately following Regional Council)**
**Council Chambers, City Hall**

J. J. Schatz, Municipal Clerk

**AGENDA:**

1. Call to Order.

2. Adoption of the minutes of the meetings held:
   (a) April 15, 1999.
   (b) April 20, 1999.

3. General Manager – Transportation, Operations and Environment – Road and Sidewalk Capital Improvement Programme.

4. General Manager – Finance – Senior Tax Credit.

5. 1999 Current Budget.

6. Adjournment.

* * * * * * * * * * * * * * * * *

**Notice of Meeting**
**City Council**
**(immediately following Committee of the Whole)**

1. Call to Order.

2. Motion to Adopt the Report of the Committee of the Whole Re: Budget.

3. Adjournment.

c.c.: D. Lychak, City Manager
General Managers
Department Heads
A. Heron, City Manager's Office

2. (a)

**Committee of the Whole Minutes**
**Of**
**The City of Hamilton**

**Thursday, April 15, 1999**
**2:30 p.m.**
**Council Chambers, Hamilton City Hall**

The Councils of the City of Hamilton and the Regional Municipality of Hamilton-Wentworth met in a joint session of Committee of the Whole

| | |
|---|---|
| Present: | Mayor R. Morrow<br>Aldermen A. Horwath; R. Corsini; B. Morelli;<br>D. Haining; D. Wilson; M. Kiss; M. Caplan;<br>D. O'Sullivan, F. D'Amico, B. Kelly, T. Anderson;<br>B. Charters; T. Jackson; F. Eisenberger;<br>C. Collins |
| Absent with Regrets: | Alderman G. Copps – Illness |
| Also present: | Regional Chairman T. Cooke<br>Councillors T. McMeekin; D. Braden; R. Wade;<br>A. Sloat; D. Mitchell; G. Etherington; A. Bain |

**Requested Report – General Manager, Community Services – Project #63 - Asset Management Recreation Centre**

The Committee agreed to receive and refer this report to the April 20, 1999 session of the Joint Meeting of the Committee of the Whole for the City and the Region.

**Requested Report – General Manager, Corporate Services – Project #31 – West Avenue School Retrofit Heating System**

The Committee agreed to receive and refer this report to the April 20, 1999 session of the Joint Meeting of the Committee of the Whole for the City and the Region.

**Recommendation – Joint City/Region Budget Steering Committee – 1999 Capital Budget**

The Committee agreed to table this report and refer it to the April 20, 1999 session of the Joint Meeting of the Committee of the Whole for the City and the Region.

**Adjournment**

There being no further business, the meeting then adjourned.

Taken as read and approved,

MAYOR ROBERT MORROW
CHAIRMAN
CITY COMMITTEE OF THE WHOLE

J. J. Schatz
Municipal Clerk
April 15, 1999

2 (b.)

**Committee of the Whole Minutes**
**Of**
**The City of Hamilton**

**Tuesday, April 20, 1999**
**1:15 o'clock p.m.**
**Council Chambers, Hamilton City Hall**

The Councils of the City of Hamilton and the Regional Municipality of Hamilton-Wentworth met in a joint session of Committee of the Whole.

Present: Mayor R. Morrow
Aldermen B. Kelly, D. O'Sullivan, R. Corsini, M. Caplan, B. Charters, D. Haining, G. Copps, M. Kiss, T. Anderson, B. Morelli, T. Jackson, F. D'Amico, F. Eisenberger, A. Horwath, C. Collins, D. Wilson

**Requested Report – Project #63 – Asset Management Recreation Centre (Bennetto) (previously tabled and referred to the April 20th meeting)**

The Committee was in receipt of a report from the General Manager, Community Services dated April 13, 1999 respecting the above noted matter.

Moved by Alderman Eisenberger, seconded by Alderman Collins that the Picton Street Library component be part of the Bennetto Recreation Centre Project. **MOTION LOST**

Moved by Alderman Kelly, seconded by Alderman O'Sullivan and Carried that the Bennetto Recreation Centre 1999 Proposed Project be approved, excluding the $600,000 allocation for a library component.

Note: Alderman Charters opposed.

**Requested Report – Project #31 – West Avenue School Retrofit Heating System (previously tabled and referred to the April 20th meeting)**

The Committee was in receipt of a report from the General Manager, Corporate Services dated April 12th respecting the above noted matter.

Moved by Alderman Wilson, seconded by Alderman Anderson and carried that approval be given to fund $50,000 for 1999 for the West Avenue School –

Retrofit Heating System to cover the cost for minimum requirements to the building.

Note: Alderman Caplan opposed

**1999 Capital Budget**

**Consulting/Legal Services Funding – Hamilton Hydro Transition**

The Committee agreed to recommend to City Council, the following amendment to the 1999 Capital Budget:

> That Project #1.0 – Consulting/Legal Services Hamilton Hydro Transition, In the amount of $250,000 for 1999 be deleted.

**Inclusion of funding for the Commercial Improvement Programme – Phase II**

The Committee agreed to recommend to City Council, the following amendment to the 1999 Capital Budget:

> That Project #114.0 – Commercial Improvement Programme – Phase II – be included in the 1999 portion of the Capital Budget in the amount of $120,000.

**Reduction of Financial Target – Kiwanis Boys and Girls Club**

Moved by Alderman Wilson, seconded by Alderman Morelli and Carried:

> That the Financial Target for the Kiwanis Boys and Girls Club be reduced to 3% from the 1998 level.

Note: Alderman Charters opposed

**Reduction of Financial Target – YWCA Seniors Programming**

Moved by Alderman Morelli, seconded by Alderman Wilson and Carried:

> That the Financial Target for the YWCA Seniors Programming be reduced to 3% from the 1998 level.

**Information Report – Commissioner of Public Works and Traffic – 1999 Proposed Road and Sidewalk Capital Improvement Program**

The Committee was in receipt of a report from the Commissioner of Public Works and Traffic dated April 16, 1999 respecting the above noted matter.

It was moved by Alderman Caplan, seconded by Alderman Haining and carried that the Committee receive this report as information.

**1999 Capital Budget**

The Committee was in receipt of a report from the Joint City/Region Budget Steering Committee respecting the 1999 Capital Budget for the City of Hamilton which had been tabled from the previous meeting.

**Riverdale Recreation and Senior Centre**

Moved by Alderman Eisenberger, seconded by Alderman Collins:

> That Project #76.0 – Riverdale Recreation and Senior Centre be moved forward in the Capital Budget to allow for $300,000 for design in 1999 and $3,950,000 for construction in 2000.

Recorded Vote:

Yeas: Mayor Morrow, Aldermen R. Corsini, G. Copps, M. Kiss, T. Jackson, F. D'Amico, F. Eisenberger, A. Horwath, C. Collins (9)

Nays: Aldermen B. Kelly, D. O'Sullivan, M. Caplan, B. Charters, D. Haining, T. Anderson, B. Morelli, D. Wislon (8)

MOTION CARRIED

It was subsequently moved by Alderman Caplan and seconded by Alderman Morelli:

> That the motion of Alderman Eisenberger be amended to delay this project by one year.

The Chairman ruled the amendment as inappropriate. The ruling of the Chair was challenged and sustained.

The Chairman then called the vote on the motion of the 1999 Capital Budget as amended:

**Approval of 1999 Capital Budget, as amended:**

Moved by Alderman Jackson, seconded by Alderman D'Amico to approve the 1999 Capital Budget, as amended, as follows for presentation to City Council:

(a) That the provision for the City of Hamilton capital levy with specific reference to the "Pay-As-You-Go policy, be maintained at a two million dollar capital levy in 1999, a three million dollar capital levy in 2000, a four million dollar capital levy in 2001, a five million dollar capital levy in 2002, a six million dollar capital levy in 2003, a seven million dollar capital levy in 2004, an eight million dollar capital levy in 2005, a nine million dollar capital levy in 2006, and a ten million dollar capital levy in 2007 and 2008; and,

(b) That the total City of Hamilton funding envelope, as outlined in Schedule "A", Section (3), attached herewith, for the years 1999 through 2008 be set at 1999 for $20.270 million, 2000 for $24.574 million, 2001 for $21.861 million and 2002-2008 for $182.671 million to stay within the guidelines established by the Budget Steering Committee regarding Capital Budget debt charges impact to Current budget for 1999 at 0% and that the debt charges for 2000 to 2008 be established at an increase of 1% annually; and,

(c) That the City of Hamilton 1999 Capital Budget as outlined on Schedule "B", pages 1 and 2, attached herewith, be approved, as amended at $20.270 million (net cost).

(d) That the balance of Capital Projects Page 3 through Page 9 be reviewed by the Senior Management Team for consideration of a Capital Forecast Plan for the year 2000 through 2008 before December 31, 1999; and,

(e) That the 1999 projects be approved for implementation as outlined on Schedule "B" – Page 1 and 2 – attached herewith, indicating the method of financing, and that the originating Divisional General Managers be directed to proceed with these projects; and,

(f) That the Corporate Counsel be authorized to prepare the appropriate by-laws for Projects marked "DEB" (Schedule "B" – Page 2 – Column 15) with debenture financing in the total amount of $9,884,000; and,

(g) That the Regional Municipality of Hamilton-Wentworth be requested to consent to the issuance of debentures for a term not to exceed ten years as required for the above Projects noted in (f) above, requiring debenture financing for the year 1999.

Recorded Vote:

Yeas: Mayor Morrow, Aldermen R. Corsini, G. Copps, M. Kiss, T. Jackson, F. D'Amico, F. Eisenberger, A. Horwath, C. Collins (9)

Nays: Aldermen B. Kelly, D. O'Sullivan, M. Caplan, B. Charters, D. Haining, T. Anderson, B. Morelli, D. Wilson (8)

MOTION CARRIED

**Information Report – Seniors Tax Credit**

The Committee agreed to table and refer this report to the April 29, 1999 meeting of the Committee of the Whole.

**1999 Current Budget**

The Committee agreed to refer discussions on the City's 1999 Current Budget to the April 29, 1999 meeting of the Committee of the Whole.

**Adjournment**

There being no further business, the meeting then adjourned.

Taken as read and approved,

MAYOR ROBERT M. MORROW
CHAIRMAN
COMMITTEE OF THE WHOLE

J. J. Schatz
Municipal Clerk
April 20, 1999

AMENDED
SCHEDULE "A" as referred to
in Section 1 of the FOURTH Report
of the Committee of the Whole for 1999.

# The Corporation of the City of Hamilton
## 1999–2008 CAPITAL BUDGET – FINANCING PLAN
### For Consideration of the Joint City/Region Budget Steering Committee
(Thousands of Dollars)

| NATURE OF FINANCING (1) | Net Cost (Gross Cost less External Revenue) Total (2) | 1999 (3) | 2000 (4) | 2001 (5) | 2002–2008 (6) | Reserve Balance 31–Dec–98 (7) |
|---|---|---|---|---|---|---|
| **(1) Capital Budget as Requested** | | | | | | |
| Reserves and Reserve Funds: | | | | | | |
| Reserve for Capital Project | 1,440 | 420 | 220 | 100 | 700 | 1,494 |
| Reserve for Development Charges | 18,242 | 850 | 790 | 805 | 15,797 | 4,938 |
| Reserve for Property Purchase | 1,800 | | 200 | 200 | 1,400 | 4,434 |
| Reserve for Red Hill Creek Development | 2,465 | 600 | 600 | 600 | 665 | 2,599 |
| Reserve for City's Share of Unsubdivided Land | 5,950 | 800 | 500 | 550 | 4,100 | 2,014 |
| Reserve for 5% Park Dedication | 5,400 | 400 | 300 | 300 | 4,400 | (189) |
| Reserve for Off–Street Parking | 4,956 | 510 | 865 | 545 | 3,036 | (2,859) |
| Reserve for Replacement of Mobile Equipment | 32,958 | 2,581 | 2,742 | 3,034 | 24,601 | 5,125 |
| Reserve for HECFI – Various | 8,425 | 2,055 | 720 | 1,040 | 4,610 | 2,539 |
| Sub–total | 81,636 | 8,216 | 6,937 | 7,174 | 59,309 | 20,095 |
| Capital Levy: | 64,000 | 2,000 | 3,000 | 4,000 | 55,000 | |
| Sub–total | 145,636 | 10,216 | 9,937 | 11,174 | 114,309 | |
| Debenture Issuance (External / Internal) | 190,414 | 20,295 | 31,394 | 22,857 | 115,868 | |
| Total Financing Required | 336,050 | 30,511 | 41,331 | 34,031 | 230,177 | |
| Impact on Current Budget for Debt Increases – Annual Average | 4.16% | 0.00% | 18.24% | 21.73% | 0.38% | |
| Impact on Current Budget Levy – Annual Average | 6.14% | 0.00% | 2.30% | 3.15% | 0.68% | |
| Impact on Current Budget Levy for Operating Expenditure | | 0.34% | | | | |
| **(2) Less Capital Projects Cancelled or Reduced** | | | | | | |
| Projects Reduced | (2,060) | (2,060) | | | | |
| Project Cancelled | (400) | (400) | | | | |
| Projects Transferred to 2000 For Further Review | 0 | (7,781) | 7,781 | | | |
| | (2,460) | (10,241) | 7,781 | 0 | 0 | |
| **(3) Capital Budget as Recommended** | | | | | | |
| Reserves, Reserve Funds & Capital Levy (as above): | 145,636 | 10,216 | 9,937 | 11,174 | 114,309 | |
| Debenture Issuance (External / Internal) | 100,891 | 10,054 | 14,637 | 10,687 | 65,513 | |
| Total Financing Required | 246,527 | 20,270 | 24,574 | 21,861 | 179,822 | |
| Impact on Current Budget for Debt Increases – Annual Average | 0.90% | 0.00% | 1.00% | 1.00% | 1.00% | |
| Impact on Current Budget Levy – Annual Average | 0.11% | 0.00% | 0.12% | 0.12% | 0.13% | |
| Impact on Current Budget for Operating Expenditure | | 0.16% | | | | |

The Corporation of the City of Hamilton

# 1999–2008 Capital Budget Program

AMENDED
SCHEDULE "B" as referred to
in Section 1 of the FOURTH Report
of the Committee of the Whole for 1999.

## PROJECTS BY YEAR & RANK ORDER

(Thousands of Dollars)

**For Consideration of the Joint City/Region Budget Steering Committee**

| Line No. (1) | C/R (2) | PROJ NO. (3) | DEPT (4) | PROJECT DESCRIPTION (5) | PROJECT Start (6) | PROJECT Finish (7) | Gross Cost (8) | EXT. Revenue (9) | D.C. (10) | NET SPENDING 1999 (11) | NET SPENDING 2000 (12) | NET SPENDING 2001 (13) | NET SPENDING 2002–08 (14) | Nature Of Funding (15) | Annual Debt Charges (16) | Annual Operating Cost (17) | RANK (18) | NET CUMUL TOTAL (19) |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | ***1999*** | | | | | | | | | | | | | | |
| | | | | ***FUNDED BY GENERAL RESERVE (RESERVE FOR CAPITAL PROJECTS), CAPITAL LEVY & DEBENTURE:*** | | | | | | | | | | | | | | |
| 1 | C | 3.0 | CORS | ASBESTOS MANAGEMENT PROGRAM | 1999 | 1999 | 300 | 150 | | 150 | | | | RCP | | | 8.845 | 7,496 |
| 2 | C | 91.0 | PW&T | DOWNTOWN HAMILTON IMPROVEMENT PLAN – PHASE III | 1999 | 1999 | 2,350 | 200 | | 2,150 | | | | CL/DEB | 226 | 44 | 7.702 | 2,150 |
| 3 | C | 49.0 | CORS | ELECTRICAL DEREGULATION VARIOUS FACILITIES | 1999 | 1999 | 50 | 25 | | 25 | | | | RCP | | | 7.692 | 25 |
| 4 | C | 69.0 | COMS | INT'L CHILDREN'S GAMES MILLENNIUM FESTIVAL | 1999 | 2000 | 1,900 | 1,600 | | 300 | | | | CL | | | 7.659 | 300 |
| 5 | C | 2.0 | CORS | CENTRAL UTILITIES PLANT – Y2K MITIGATION | 1999 | 1999 | 170 | | | 170 | | | | RCP | | (15) | 7.575 | 170 |
| 6 | C | 6.0 | CORS | COPPS/CENTRAL LIBRARY MAJOR OVERHAUL OF EQUIP. | 1999 | 1999 | 235 | | | 235 | | | | CL | | 0 | 7.412 | 235 |
| 7 | C | 99.0 | PW&T | TRAFFIC SIGN REPLACEMENT | 1999 | 1999 | 75 | | | 75 | | | | RCP | | | 7.238 | 75 |
| 8 | C | 100.0 | PW&T | TRAFFIC SIGNAL MODERNIZATION | 1999 | 1999 | 64 | | | 64 | | | | CL | | | 7.182 | 7,560 |
| 9 | C | 63.0 | COMS | ASSET MANAGEMENT RECREATION CENTRES | 1999 | 1999 | 2,300 | | | 2,300 | | | | DEB | 309 | 53 | 6.975 | 4,450 |
| 10 | C | 61.0 | COMS | ASSET MANAGEMENT FIRE STATIONS | 1999 | 1999 | 700 | | | 700 | | | | DEB | 94 | | 6.885 | 725 |
| 11 | C | 64.0 | COMS | RISK MANAGEMENT – VARIOUS FACILITIES | 1999 | 1999 | 360 | | | 360 | | | | CL | | 0 | 6.885 | 660 |
| 12 | C | 31.0 | CORS | WEST AVENUE SCHOOL – RETROFIT HEATING SYSTEM | 1999 | 1999 | 50 | | | 50 | | | | DEB | 7 | (3) | 5.899 | 220 |
| 13 | C | 94.0 | PW&T | CITY'S SHARE OF LOCALS – RESIDENTIAL | 1999 | 1999 | 250 | | | 250 | | | | CL | | | 5.635 | 485 |
| 14 | C | 102.0 | PW&T | INVENTORY CONTROL SOFTWARE | 1999 | 1999 | 75 | | | 75 | | | | CL | | | 5.522 | 150 |
| 15 | C | 92.0 | PW&T | PARK DEVELOPMENT AND REDEVELOPMENT | 1999 | 1999 | 600 | | | 600 | | | | RDC/DEB | 40 | 44 | 5.435 | 8,160 |
| 16 | C | 95.0 | PW&T | ROADWAYS & SIDEWALKS RECONSTRUCTION PROGRAM | 1999 | 1999 | 5,000 | | | 5,000 | | | | DEB | 671 | | 5.275 | 9,450 |
| 17 | C | 76.0 | COMS | RIVERDALE RECREATION AND SENIOR CENTRE | 1999 | 2000 | 4,250 | | | 300 | 3,950 | | | RCP | | 184 | 2.426 | 4,975 |
| 18 | C | 114.0 | PW&T | COMMERCIAL IMPROVEMENT PROGRAMME – PHASE II | 1999 | 2001 | 120 | | | 120 | | | | RCP | | 5 | 1.706 | 780 |
| 19 | | | | ***Sub–total 1999 Capital Budget*** *(NET CITY COSTS - 24,220)* | | | 26,224 | 2,004 | 0 | 20,270 | 3,950 | 0 | 0 | | 1,347 | 383 | | |

April 20, 1999

The Corporation of the City of Hamilton

AMENDED

# 1999–2008 Capital Budget Program

Schedule "B"

## PROJECTS BY YEAR & RANK ORDER

(Thousands of Dollars)

**For Consideration of the Joint City/Region Budget Steering Committee**

| Line No. (1) | C/R (2) | PROJ NO. (3) | DEPT (4) | PROJECT DESCRIPTION (5) | PROJECT Start (6) | PROJECT Finish (7) | Gross Cost (8) | EXT. Revenue (9) | EXT. D.C. (10) | NET SPENDING 1999 (11) | NET SPENDING 2000 (12) | NET SPENDING 2001 (13) | NET SPENDING 2002–08 (14) | Nature Of Funding (15) | Annual Debt Charges (16) | Annual Operating Cost (17) | RANK (18) | NET CUMUL TOTAL (19) |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | ***FOLLOWING 1999 PROJECTS ARE BELOW THE CUT OFF POINT AND ARE NOT FUNDED.*** | | | | | | | | | | | | | | | |
| | | | | ***THESE PROJECTS WILL BE REVIEWED ALONG WITH NEXT YEAR'S PROJECTS:*** | | | | | | | | | | | | | | | |
| 1 | C | 10.0 | CORS | BIG SISTERS – 52 & 56 CHARLTON – RE-ROOFING | 1999 | 1999 | 75 | | | 75 | | | | | | 0 | 5.232 | 9,525 |
| 2 | C | 81.0 | CP&D | DIGITAL IMAGING OF ZONING MAPS | 1999 | 1999 | 300 | | 75 | 225 | | | | | | (50) | 5.196 | 9,825 |
| 3 | C | 66.0 | COMS | LIGHTING AND PARKING LOT REPAIRS | 1999 | 1999 | 500 | | | 500 | | | | | | 20 | 5.099 | 10,325 |
| 4 | C | 116.0 | PW&T | PARKING LOT & PATHWAY REPAIRS – VARIOUS | 1999 | 1999 | 250 | | | 250 | | | | | | 0 | 5.099 | 10,575 |
| 5 | C | 154.0 | PW&T | RAILWAY CROSSING – HI RAIL INSTALLATION | 1999 | 1999 | 61 | | | 61 | | | | | | | 4.786 | 10,636 |
| 6 | C | 5.0 | CORS | EMERGENCY LIGHTING / ALARM SYSTEM / P.A. SYSTEM | 1999 | 1999 | 100 | | | 100 | | | | | | (25) | 4.459 | 10,736 |
| 7 | C | 13.0 | CORS | SECOND APPARATUS DOOR AT TWO FIRE STATIONS | 1999 | 1999 | 90 | | | 90 | | | | | | 1 | 4.379 | 10,826 |
| 8 | C | 82.0 | CP&D | INTEGRATED MANAGEMENT AND TRACKING SYSTEM | 1999 | 1999 | 300 | | 75 | 225 | | | | | | (150) | 4.282 | 11,126 |
| 9 | C | 4.0 | CORS | ACCOMODATION & MAJOR RETROFIT–CORP. FACILITIES | 1999 | 1999 | 615 | 307 | | 308 | | | | | | (67) | 4.236 | 11,434 |
| 10 | C | 101.0 | PW&T | MAINTENANCE OF CITY'S PARKING LOTS | 1999 | 2008 | 50 | | | 50 | | | | | | | 4.186 | 11,484 |
| 11 | C | 62.0 | COMS | ASSET MANAGEMENT HAMILTON PUBLIC LIBRARY | 1999 | 1999 | 60 | | | 60 | | | | | | 0 | 4.146 | 11,544 |
| 12 | C | 59.0 | CORS | DISTRICT ENERGY PROJECT | 1999 | 1999 | 100 | 60 | | 40 | | | | | | | 4.006 | 11,584 |
| 13 | C | 11.0 | CORS | CAPITAL EQUIPMENT REPLACEMENT | 1999 | 1999 | 125 | | | 125 | | | | | | | 3.832 | 11,709 |
| 14 | C | 58.0 | CORS | ENERGY MANAGEMENT STUDY | 1999 | 1999 | 200 | | | 200 | | | | | | | 3.832 | 11,909 |
| 15 | C | 156.0 | PW&T | DAVIS CREEK EROSION MANAGEMENT STUDY | 1999 | 1999 | 100 | | | 100 | | | | | | | 3.829 | 12,009 |
| 16 | C | 78.0 | HSS | KING STREET / WALNUT REDEVELOPMENT | 1999 | 1999 | 600 | | | 600 | | | | | | 0 | 3.359 | 12,609 |
| 17 | C | 48.0 | CORS | PARKING GARAGE LIGHTING RETROFIT | 1999 | 1999 | 170 | | | 170 | | | | | | (45) | 3.336 | 12,779 |
| 18 | C | 7.0 | CORS | RE-ROOFING AT RYERSON RECREATION CENTRE | 1999 | 1999 | 200 | | | 200 | | | | | | 0 | 3.206 | 12,979 |
| 19 | C | 34.0 | CORS | BENETTO – ROOF REPLACEMENT | 1999 | 1999 | 285 | | | 285 | | | | | | | 3.206 | 13,264 |
| 20 | C | 36.0 | CORS | LAURIER RECREATION CENTRE | 1999 | 1999 | 300 | | | 300 | | | | | | | 3.206 | 13,564 |
| 21 | C | 37.0 | CORS | SOCIAL SERVICE BUILDING | 1999 | 1999 | 90 | | | 90 | | | | | | | 3.206 | 13,654 |
| 22 | C | 41.0 | CORS | GAGE PARK BAND SHELL | 1999 | 1999 | 80 | | | 80 | | | | | | | 3.206 | 13,734 |
| 23 | C | 56.0 | CORS | MOUNTAIN ARENA – COOLING TOWER | 1999 | 1999 | 100 | | | 100 | | | | | | | 3.206 | 13,834 |
| 24 | C | 57.0 | CORS | FACILITIES MANAGEMENT PILOT PROJECT | 1999 | 1999 | 250 | | | 250 | | | | | | | 3.206 | 14,084 |

April 20, 1999

The Corporation of the City of Hamilton

AMENDED

# 1999–2008 Capital Budget Program

Schedule "B"

## PROJECTS BY YEAR & RANK ORDER

(Thousands of Dollars)

**For Consideration of the Joint City/Region Budget Steering Committee**

| Line No. (1) | C/R (2) | PROJ NO. (3) | DEPT (4) | PROJECT DESCRIPTION (5) | PROJECT Start (6) | PROJECT Finish (7) | Gross Cost (8) | EXT. Revenue (9) | D.C. (10) | NET SPENDING 1999 (11) | 2000 (12) | 2001 (13) | 2002–08 (14) | Nature Of Funding (15) | Annual Debt Charges (16) | Annual Operating Cost (17) | RANK (18) | NET CUMUL TOTAL (19) |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | ***FOLLOWING 1999 PROJECTS ARE BELOW THE CUT OFF POINT AND ARE NOT FUNDED.*** | | | | | | | | | | | | | | |
| | | | | ***THESE PROJECTS WILL BE REVIEWED ALONG WITH NEXT YEAR'S PROJECTS:*** | | | | | | | | | | | | | | |
| 25 | C | 107.0 | PW&T | FORESTRY RENOVATION – UPPER OTTAWA YARD | 1999 | 1999 | 90 | | | 90 | | | | | | | 3.206 | 14,174 |
| 26 | C | 106.0 | PW&T | PARKLAND ACQUISITION | 1999 | 1999 | 500 | | | 500 | | | | | | 16 | 3.203 | 14,674 |
| 27 | C | 71.0 | COMS | MULTI PAD ARENA/SPORTS COMPLEX | 1999 | 2001 | 9,750 | 9,750 | | | | | | | | 231 | 3.183 | 14,674 |
| 28 | C | 44.0 | CORS | CORPORATE NETWORK IMPROVEMENTS | 1999 | 1999 | 50 | | | 50 | | | | | | | 3.166 | 14,724 |
| 29 | C | 45.0 | CORS | CORPORATE NETWORK EXTENSIONS | 1999 | 1999 | 84 | | | 84 | | | | | | | 3.166 | 14,808 |
| 30 | C | 111.0 | PW&T | TRAFFIC CALMING | 1999 | 1999 | 100 | | | 100 | | | | | | | 2.899 | 14,908 |
| 31 | C | 113.0 | PW&T | TENNIS COURT – MAJOR REPAIRS | 1999 | 1999 | 25 | | | 25 | | | | | | | 2.806 | 14,933 |
| 32 | C | 12.0 | CORS | REPLACEMENT OF ORNAMENTAL (GLOBE) LIGHTING | 1999 | 1999 | 100 | | | 100 | | | | | | (3) | 2.413 | 5,075 |
| 33 | C | 105.0 | PW&T | FERGUSON AVE IMPLEMENTATION PEDESTRIAN/BIKE LINK | 1999 | 1999 | 580 | | | 580 | | | | | | 12 | 2.333 | 5,655 |
| 34 | C | 108.0 | PW&T | MOUNTAIN BROW STREET LIGHTING | 1999 | 1999 | 105 | | | 105 | | | | | | 0 | 2.213 | 5,760 |
| 35 | C | 84.0 | CP&D | TAX INCENTIVE PROGRAM FOR DESIGNATED BUILDINGS | 1999 | 1999 | 50 | | | 50 | | | | | | | 2.040 | 5,810 |
| 36 | C | 103.0 | PW&T | MAJOR GATEWAYS TO THE CITY | 1999 | 1999 | 700 | 200 | | 200 | 300 | | | | | 50 | 1.846 | 6,310 |
| 37 | C | 109.0 | PW&T | BOCCE, BASKETBALL, SHUFFLEBOARD COURTS, ETC. DEVELOP. | 1999 | 1999 | 53 | 3 | | 50 | | | | | | | 1.846 | 6,360 |
| 38 | C | 110.0 | PW&T | ESCARPMENT STEPS – FENNELL TO GREENHILL | 1999 | 1999 | 480 | | | 480 | | | | | | 2 | 1.746 | 6,840 |
| 39 | C | 112.0 | PW&T | IMPLEMENTATION OF '97 CORKTOWN NEIGHBOURHOOD PLAN | 1999 | 1999 | 50 | | | 50 | | | | | | | 1.666 | 830 |
| 40 | C | 121.0 | PW&T | CN LAND ACQUISITION – ENVIRONMENTAL ASSESSMENT | 1999 | 2000 | 780 | | | 80 | 700 | | | | | 24 | 1.017 | 1,610 |
| 41 | C | 86.0 | CP&D | ST. MARK'S CENTRE – BUILDING RENOVATION | 1999 | 2000 | 98 | | | 63 | 35 | | | | | | 0.897 | 1,708 |
| 42 | C | 104.0 | PW&T | WESTERLY GATEWAY – MAIN STREET WEST | 1999 | 1999 | 120 | | | 120 | | | | | | 6 | 0.717 | 1,828 |
| 43 | C | 83.0 | CP&D | URBAN ENTERTAINMENT CENTRE | 1999 | 2000 | 0 | | | | | | | | | | | 1,828 |
| 44 | | | | ***Sub–total Balance of 1999 Projects to be reviewed Next Year*** | | | 18,716 | 10,320 | 150 | 7,211 | 1,035 | 0 | 0 | | 0 | 22 | | |

April 20, 1999

328

The Corporation of the City of Hamilton

AMENDED

# 1999–2008 Capital Budget Program

Schedule "B"

## PROJECTS BY YEAR & RANK ORDER

(Thousands of Dollars)

**For Consideration of the Joint City/Region Budget Steering Committee**

| Line No. (1) | C/R (2) | PROJ NO. (3) | DEPT (4) | PROJECT DESCRIPTION (5) | PROJECT Start (6) | PROJECT Finish (7) | Gross Cost (8) | EXT. Revenue (9) | EXT. D.C. (10) | NET SPENDING 1999 (11) | NET SPENDING 2000 (12) | NET SPENDING 2001 (13) | NET SPENDING 2002–08 (14) | Nature Of Funding (15) | Annual Debt Charges (16) | Annual Operating Cost (17) | RANK (18) | NET CUMUL TOTAL (19) |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | *2000–2008* | | | | | | | | | | | | | | |
| 45 | C | 3.1 | CORS | ASBESTOS MANAGEMENT PROGRAM | 2000 | 2008 | 1,500 | 750 | | | 100 | 100 | 550 | | | | 8.845 | |
| 46 | C | 99.1 | PW&T | TRAFFIC SIGN REPLACEMENT | 2000 | 2000 | 75 | | | | 75 | | | | | | 7.238 | |
| 47 | C | 100.1 | PW&T | TRAFFIC SIGNAL MODERNIZATION | 2000 | 2008 | 666 | | | | 66 | 68 | 532 | | | | 7.182 | |
| 48 | C | 63.1 | COMS | ASSET MANAGEMENT RECREATION CENTRES | 2000 | 2008 | 21,307 | 550 | | | 1,077 | 1,570 | 18,110 | | | 53 | 6.975 | |
| 49 | C | 64.1 | COMS | RISK MANAGEMENT – VARIOUS FACILITIES | 2000 | 2003 | 1,655 | | | | 510 | 400 | 745 | | | 0 | 6.885 | |
| 50 | C | 61.1 | COMS | ASSET MANAGEMENT FIRE STATIONS | 2000 | 2008 | 3,175 | | | | 875 | | 2,300 | | | | 6.885 | |
| 51 | C | 87.0 | CP&D | ZONING BY-LAW REVIEW | 2000 | 2002 | 600 | | | | 200 | 200 | 200 | | | | 6.739 | |
| 52 | C | 97.1 | PW&T | PLAYSTRUCTURE REDEVELOPMENT | 2000 | 2008 | 2,907 | 207 | | | 300 | 300 | 2,100 | | | 12 | 6.302 | |
| 53 | C | 94.1 | PW&T | CITY'S SHARE OF LOCALS – RESIDENTIAL | 2000 | 2008 | 2,250 | | | | 250 | 250 | 1,750 | | | | 5.635 | |
| 54 | C | 67.1 | COMS | FIRE – VEHICLE / APPARATUS REPLACEMENT | 2000 | 2008 | 5,839 | | | | 326 | 546 | 4,967 | | | | 5.372 | |
| 55 | C | 95.1 | PW&T | ROADWAYS & SIDEWALKS RECONSTRUCTION PROGRAM | 2000 | 2008 | 76,137 | | | | 7,161 | 7,736 | 61,240 | | | | 5.275 | |
| 56 | C | 116.1 | PW&T | PARKING LOT & PATHWAY REPAIRS – VARIOUS | 2000 | 2008 | 2,250 | | | | 250 | 250 | 1,750 | | | 0 | 5.099 | |
| 57 | C | 66.1 | COMS | LIGHTING AND PARKING LOT REPAIRS | 2000 | 2005 | 2,035 | | | | 615 | 600 | 820 | | | 20 | 5.099 | |
| 58 | C | 60.0 | COMS | ASSET MANAGEMENT ARENAS | 2000 | 2007 | 16,745 | | | | 450 | 1,950 | 14,345 | | | 23 | 5.059 | |
| 59 | C | 85.0 | CP&D | NEIGHBOURHOOD PLAN REVIEW PROGRAM | 2000 | 2006 | 455 | | 110 | | 50 | 50 | 245 | | | | 4.912 | |
| 60 | C | 154.1 | PW&T | RAILWAY CROSSING – HI RAIL INSTALLATION | 2000 | 2005 | 387 | | | | 62 | 63 | 262 | | | | 4.786 | |
| 61 | C | 98.0 | PW&T | PARK DEVELOPMENT AND REDEVELOPMENT | 2000 | 2008 | 8,100 | | | | 900 | 900 | 6,300 | | | 66 | 4.342 | |
| 62 | C | 68.0 | COMS | DUNDURN HISTORIC LANDSCAPE RESTORATION | 2000 | 2002 | 1,600 | 800 | | | 500 | 300 | | | | 10 | 4.322 | |
| 63 | C | 82.1 | CP&D | INTEGRATED MANAGEMENT AND TRACKING SYSTEM | 2000 | 2001 | 600 | | 150 | | 225 | 225 | | | | (150) | 4.282 | |
| 64 | C | 4.1 | CORS | ACCOMODATION & MAJOR RETROFIT–CORP. FACILITIES | 2000 | 2001 | 15,200 | 7,600 | | | 3,850 | 3,750 | | | | (67) | 4.236 | |
| 65 | C | 117.0 | PW&T | HAMILTON BEACH FLOOD CONTROL – PHASE I | 2000 | 2001 | 870 | | | | 435 | 435 | | | | 3 | 4.226 | |
| 66 | C | 101.1 | PW&T | MAINTENANCE OF CITY'S PARKING LOTS | 2000 | 2008 | 450 | | | | 50 | 50 | 350 | | | | 4.186 | |
| 67 | C | 62.1 | COMS | ASSET MANAGEMENT HAMILTON PUBLIC LIBRARY | 2000 | 2003 | 1,250 | | | | 145 | 335 | 770 | | | 0 | 4.146 | |
| 68 | C | 14.0 | CORS | FIELDHOUSES – MECH., ELEC. & RE–ROOFING | 2000 | 2000 | 612 | | | | 612 | | | | | 1 | 4.049 | |
| 69 | C | 93.0 | PW&T | DOWNTOWN HAMILTON IMPROVEMENT PLAN – PHASE III | 2000 | 2008 | 7,477 | | | | 2,200 | 2,200 | 3,077 | | | | 3.972 | |

April 20, 1999

The Corporation of the City of Hamilton

AMENDED

# 1999–2008 Capital Budget Program

Schedule "B"

## PROJECTS BY YEAR & RANK ORDER

(Thousands of Dollars)

**For Consideration of the Joint City/Region Budget Steering Committee**

| Line No. (1) | C/R (2) | PROJ NO. (3) | DEPT (4) | PROJECT DESCRIPTION (5) | PROJECT Start (6) | PROJECT Finish (7) | Gross Cost (8) | EXT. Revenue (9) | EXT. D.C. (10) | NET SPENDING 1999 (11) | NET SPENDING 2000 (12) | NET SPENDING 2001 (13) | NET SPENDING 2002–08 (14) | Nature Of Funding (15) | Annual Debt Charges (16) | Annual Operating Cost (17) | RANK (18) | NET CUMUL TOTAL (19) |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 70 | C | 155.0 | PW&T | SUBDIVISION WATERSHED PLAN FOR RH MASTER PLAN | 2000 | 2000 | 300 | | | | 300 | | | | | | 3.829 | |
| 71 | C | 80.0 | HSS | UPGRADE OF ADA PRITCHARD APARTMENTS | 2000 | 2000 | 1,399 | | | | 1,399 | | | | | 0 | 3.719 | |
| 72 | C | 79.0 | HSS | MACASSA REGENERATION | 2000 | 2000 | 1,100 | | | | 1,100 | | | | | 0 | 3.719 | |
| 73 | C | 171.1 | PS | PAVING AND RETROFIT OF CARPARKS | 2000 | 2008 | 940 | | | | 100 | 100 | 740 | | | 3 | 3.526 | |
| 74 | C | 172.1 | PS | CARPARK # 37 AND # 68 RETROFIT | 2000 | 2008 | 1,400 | | | | 200 | 200 | 1,000 | | | 10 | 3.392 | |
| 75 | C | 153.0 | PW&T | CITY'S SHARE OF SERVICES THROUGH UNSUBDIVIDED LANDS | 2000 | 2008 | 8,750 | | | | 900 | 950 | 6,900 | | | 19 | 3.259 | |
| 76 | C | 17.0 | CORS | CENTRAL FIRE STATION – MECH./ELEC. RETROFIT | 2000 | 2000 | 241 | | | | 241 | | | | | (3) | 3.206 | |
| 77 | C | 21.0 | CORS | HILL PARK RECREATION CENTRE–MECH./ELEC. RETROFIT | 2000 | 2000 | 110 | | | | 110 | | | | | 0 | 3.206 | |
| 78 | C | 35.0 | CORS | CAPITAL EQUIPMENT REPLACEMENT | 2000 | 2000 | 162 | | | | 162 | | | | | | 3.206 | |
| 79 | C | 106.1 | PW&T | PARKLAND ACQUISITION | 2000 | 2008 | 4,500 | | | | 500 | 500 | 3,500 | | | 16 | 3.203 | |
| 80 | C | 45.1 | CORS | CORPORATE NETWORK EXTENSIONS | 2000 | 2000 | 84 | | | | 84 | | | | | | 3.166 | |
| 81 | C | 96.1 | PW&T | VEHICLE REPLACEMENT PROGRAM | 2000 | 2008 | 24,538 | | | | 2,416 | 2,488 | 19,634 | | | | 3.006 | |
| 82 | C | 111.1 | PW&T | TRAFFIC CALMING | 2000 | 2003 | 600 | | | | 150 | 150 | 300 | | | | 2.899 | |
| 83 | C | 15.0 | CORS | REPLACEMENT OF MARKET REFRIGERATION UNITS | 2000 | 2000 | 390 | | | | 390 | | | | | 1 | 2.846 | |
| 84 | C | 113.1 | PW&T | TENNIS COURT – MAJOR REPAIRS | 2000 | 2002 | 65 | | | | 30 | | 35 | | | | 2.806 | |
| 85 | C | 74.0 | COMS | PUBLIC ART PROGRAMME | 2000 | 2000 | 120 | | | | 120 | | | | | 15 | 2.733 | |
| 86 | C | 118.0 | PW&T | PLASTIMET SITE REDEVELOPMENT MILLENIUM PROJECT | 2000 | 2001 | 450 | 225 | | | 125 | 100 | | | | 20 | 2.593 | |
| 87 | C | 163.0 | HECFI | HAMILTON PLACE – REPLACEMENTS & RENOVATIONS | 2000 | 2008 | 2,000 | | | | 400 | 200 | 1,400 | | | 0 | 2.590 | |
| 88 | C | 162.0 | HECFI | HCC & CC – VARIOUS EQUIPMENT REPLACEMENTS | 2000 | 2008 | 2,340 | | | | 320 | 480 | 1,540 | | | 0 | 2.590 | |
| 89 | C | 169.1 | PS | ELECTRONIC PARKING METER EXPANSION AND REPLACEMENT | 2000 | 2008 | 796 | | | | 85 | 85 | 626 | | | 2 | 2.473 | |
| 90 | C | 115.1 | PW&T | RED HILL VALLEY – RECREATION AND OPEN SPACE | 2000 | 2002 | 1,865 | | | | 600 | 600 | 665 | | | 55 | 2.433 | |
| 91 | C | 173.0 | PS | REVENUE CONTROL EQUIPMENT – YORK BLVD. | 2000 | 2000 | 330 | | | | 330 | | | | | (160) | 2.230 | |
| 92 | C | 19.0 | CORS | FOOTBALL HALL OF FAME – MECH./ELEC. RETROFIT | 2000 | 2000 | 251 | | | | 251 | | | | | (1) | 2.180 | |
| 93 | C | 18.0 | CORS | CONVENTION CENTRE–REPLACE VARIABLE SPEED DRIVES | 2000 | 2000 | 100 | | | | 100 | | | | | (5) | 2.180 | |
| 94 | C | 170.1 | PS | PAY, DISPLAY AND P.O.P. EQUIPMENT REPLACEMENT | 2000 | 2008 | 980 | | | | 150 | 160 | 670 | | | 10 | 2.140 | |
| 95 | C | 16.0 | CORS | COPPS COLISEUM – STEAM TO HOT WATER CONVERSION | 2000 | 2008 | 1,660 | | | | 135 | | 1,525 | | | (5) | 2.100 | |

The Corporation of the City of Hamilton

AMENDED

# 1999–2008 Capital Budget Program

Schedule "B"

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|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 148 | C | 32.0 | CORS | BALFOUR ESTTE – BLDG ENVELOPE RESTORATION | 2008 | 2008 | 218 | | | | | | 218 | | | 0 | 4.039 | |
| 149 | C | 33.0 | CORS | P&M WORKSHOP – REPAIRS AND MAINTENANCE | 2008 | 2008 | 36 | | | | | | 36 | | | | 3.519 | |
| 150 | C | 20.0 | CORS | 125 BARTON STREET – REPLACE EXTERIOR WINDOWS | 2008 | 2008 | 150 | | | | | | 150 | | | (5) | 3.126 | |
| 151 | C | 145.0 | PW&T | MOUNTAIN BROW PARK FENCE & PATHWAY RECONSTRUCTION | 2008 | 2008 | 250 | | | | | | 250 | | | 12 | 2.626 | |
| 152 | C | 135.0 | PW&T | FERGUSON AVE IMPLEMENTATION PEDESTRIAN/BIKE LINK | 2008 | 2008 | 3,121 | | | | | | 3,121 | | | 61 | 2.589 | |
| 153 | C | 147.0 | PW&T | SACKVILE HILL MEMORIAL PARK REDEVELOPMENT | 2008 | 2008 | 719 | | | | | | 719 | | | 8 | 2.180 | |
| 154 | C | 146.0 | PW&T | GAGE PARK FENCING REPLACEMENT | 2008 | 2008 | 180 | | | | | | 180 | | | 0 | 2.100 | |
| 155 | C | 138.0 | PW&T | BIKEWAY DEVELOPMENT | 2008 | 2008 | 500 | | | | | | 500 | | | 4 | 1.563 | |
| 156 | C | 144.0 | PW&T | CRYSTAL PALACE – STUDY AND CONSTRUCTION | 2008 | 2008 | 8,151 | 8,151 | | | | | | | | 50 | 1.387 | |
| 157 | C | 137.0 | PW&T | CORKTOWN NEIGHBOURHOOD PLAN IMPLE. PHASE II | 2008 | 2008 | 250 | | | | | | 250 | | | 50 | 0.937 | |
| 158 | C | 139.0 | PW&T | CROWN POINT EAST – MCANULTY PHASE II | 2008 | 2008 | 542 | | | | | | 542 | | | 7 | 0.937 | |
| 159 | C | 143.0 | PW&T | COMMERCIAL IMPROVEMENT PROGRAM – PHASE II | 2008 | 2008 | 250 | | | | | | 250 | | | 35 | 0.937 | |
| 160 | C | 136.0 | PW&T | HUGHSON STREET REDEVELOPMENT – PHASE II | 2008 | 2008 | 765 | | | | | | 765 | | | 27 | 0.937 | |
| 161 | C | 141.0 | PW&T | PARKVIEW (EAST AND WEST) | 2008 | 2008 | 266 | | | | | | 266 | | | 14 | 0.937 | |
| 162 | C | 149.0 | PW&T | OPEN SPACE CORRIDOR STUDY AND CONSTRUCTION | 2008 | 2008 | 1,280 | | | | | | 1,280 | | | 76 | 0.837 | |
| 163 | C | 148.0 | PW&T | WILLIAM CONNELL PARK DEVELOPMENT | 2008 | 2008 | 1,850 | | | | | | 1,850 | | | 80 | 0.797 | |
| 164 | C | 142.0 | PW&T | BLAKELEY / ST. CLAIR REVITALIZATION | 2008 | 2008 | 532 | | | | | | 532 | | | 29 | 0.757 | |
| 165 | C | 140.0 | PW&T | STEPELEY SOUTH NEIGHBOURHOOD | 2008 | 2008 | 551 | | | | | | 551 | | | 29 | 0.757 | |
| 166 | C | 151.0 | PW&T | WATERFRONT DEVELOPMENT | 2008 | 2008 | 100,000 | 90,000 | | | | | 10,000 | | | | 0.657 | |
| 167 | | | | *Sub–total 2000–2008 Projects* *(NET CITY COSTS - 296,364)* | | | 411,818 | 115,454 | 11,092 | 0 | 32,186 | 33,806 | 219,280 | | 0 | 1,687 | | |
| 168 | | | | *Total 1999–2008 Capital Budget* *(NET CITY COSTS - 328,980)* | | | 456,758 | 127,778 | 11,242 | 27,481 | 37,171 | 33,806 | 219,280 | | 1,347 | 2,092 | | |

The Corporation of the City of Hamilton

AMENDED

# 1999–2008 Capital Budget Program

Schedule "B"

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(Thousands of Dollars)

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|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | ***FINANCING OF CAPITAL PROJECTS*** | | | | | | | | | | | | | | |
| 169 | C | 22002 | CL | CAPITAL LEVY (1999 – $2 million, 2000 – $3 million | | | | | | | | | | | | | | |
| 170 | C | | | 2001 – $4 million, 2002 – $5 million, 2003 – $6 million etc.) | 1999 | 2008 | | 64,000 | | 2,000 | 3,000 | 4,000 | 55,000 | | | | | |
| 171 | C | CH203 | RCP | RESERVE FOR CAPITAL PROJECTS – GENERAL | 1999 | 2008 | | 1,440 | | 420 | 220 | 100 | 700 | | | | | |
| 172 | C | CH212 | RDC | RESERVE FOR DEVELOPMENT CHARGES | 1999 | 2008 | | 7,000 | | 700 | 700 | 700 | 4,900 | | | | | |
| 173 | C | CH102 | RPP | RESERVE FOR PROPERTY PURCHASE | 1999 | 2008 | | 1,800 | | | 200 | 200 | 1,400 | | | | | |
| 174 | C | CH124 | RRHCD | RESERVE FOR RED HILL CREEK DEVELOPMENT | 1999 | 2008 | | 2,465 | | 600 | 600 | 600 | 665 | | | | | |
| 175 | C | CH107 | RSTUL | RESERVE FOR CITY'S SHARE – UNSUBDIVIDED LAND | 1999 | 2008 | | 5,950 | | 800 | 500 | 550 | 4,100 | | | | | |
| 176 | C | CH201 | RPL | RESERVE FOR PARKS LAND – 5% LAND DEDICATION | 1999 | 2008 | | 5,400 | | 400 | 300 | 300 | 4,400 | | | | | |
| 177 | C | CH202 | ROSP | RESERVE FOR OFF – STREET PARKING | 1999 | 2008 | | 4,956 | | 510 | 865 | 545 | 3,036 | | | | | |
| 178 | C | CH101 | RRME | RESERVE FOR REPLACEMENT OF MOBILE EQUIPMENT | 1999 | 2008 | | 32,958 | | 2,581 | 2,742 | 3,034 | 24,601 | | | | | |
| 179 | C | CH206 | RES–H | RESERVE FOR HECFI – VARIOUS | 1999 | 2008 | | 8,425 | | 2,055 | 720 | 1,040 | 4,610 | | | | | |
| 180 | | *Sub–total* | | *FINANCING FROM CAPITAL LEVY AND RESERVES* | | | | 134,394 | 0 | 10,066 | 9,847 | 11,069 | 103,412 | | | | | |
| 181 | | | | *TOTAL COST TO BE FINANCED BY THE ISSUANCE OF* | | | | | | | | | | | | | | |
| 182 | | | | ***DEBENTURE – Municipal*** *(NET COSTS – 194,586)* | 1999 | 2008 | 456,758 | 262,172 | 11,242 | 17,415 | 27,324 | 22,737 | 115,868 | | | | | |
| 183 | | *NOTE:* | | *THE IMPLEMENTATION OF ANY PROJECT (2000 AND AFTER) FINANCED FROM RESERVES* | | | | | | | | | | | | | | |
| 184 | | | | *& RESERVE FUNDS IS SUBJECT TO THE AVAILABILITY OF RESERVES & RESERVE FUNDS* | | | | | | | | | | | | | | |
| 185 | | *ASSUMPTIONS:* | | *DEBENTURE INTEREST RATE – AMORTIZED OVER 10 YEARS AT 5.75% – ANNUAL PRINCIPAL & INTEREST PAYMENT PER $1,000 – $134.263* | | | | | | | | | | | | | | |
| 186 | | 174.0 | PWD | OWNERS SHARE OF LOCAL IMPROVEMENTS–RESIDENTIAL | 1999 | 1999 | 7,066 | | | 615 | 634 | 656 | 5,161 | | | | 5.379 | |
| 187 | | *Sub–total Owners' share of Locals* | | *(NET COST 7,066)* | | | 7,066 | 0 | 0 | 615 | 634 | 656 | 5,161 | | | | | |
| 188 | | | | ***TOTAL NET CAPITAL BUDGET PROGRAM*** | | | 463,824 | 262,172 | 11,242 | 18,030 | 27,958 | 23,393 | 121,029 | | 0 | 0 | | |

3.

# CITY OF HAMILTON

## -INFORMATION-

**DATE:** 1999 April 16
D. Lobo

**REPORT TO:** J. Schatz, Secretary
Committee of the Whole

**FROM:** A. F. Leitch, P.Eng.
General Manager, Transportation, Operations & Environment

**SUBJECT:** **1999 Proposed Road and Sidewalk Capital Improvement Program**

A. F. Leitch, P.Eng.

**BACKGROUND:**

The Draft 1999-2008 Capital Budget makes a provision in the amount of $6,760,000 for the reconstruction of roads and sidewalks in the City in 1999 (see attached Schedule A).

Council on January 26, 1999 in adopting Item 29 of the First Report of the Transport and Environment Committee authorized the Commissioner of Transportation on an interim basis to proceed with the calling of tenders for a portion of the Program in an amount not to exceed $3,000,000. The projects which received interim approval were Dundurn Street South between Aberdeen Avenue and the south end, East 44th Street between Fennell Avenue and Mohawk Road and the Hot-in-Place asphalt recycling at various locations.

In order to meet the net capital spending guidelines for 1999, the proposed road and sidewalk program had to be reduced by $1.76 million to $5.0 million in accordance with the Council approved project ranking criteria. Staff from the Streets Division have met with staff from the Roads and Environmental Divisions and are recommending that priority be assigned to Section B – Sidewalks Only, Section C Miscellaneous and the following projects in A-Roads and Abutting Sidewalks, Beechwood Avenue, Sherman to Lottridge, Elcho Street from Wycliffe to Inverness and Knyvet Avenue from Highcliffe to Inverness to achieve the $5,000,000 target.

If additional funds in the amount of $1,700,000 were made available, the next order of construction priority from Section A would be as follows:

| | |
|---|---|
| Adeline Avenue from Main to Britannia | $494,000 |
| Delevan Crescent from Seven Oaks to Seven Oaks | $226,000 |
| Duncombe Avenue from Seven Oaks to Holt | $336,000 |
| Edith Avenue from Broker to Nova | $478,000 |
| Ferndale Avenue from Dunkirk to Dundonald | $320,000 |

RPM/rb
Attachment

Schedule 'A'

**CITY OF HAMILTON**
**1999 ROAD AND SIDEWALK IMPROVEMENT PROGRAMME**

**A. Roads and Abutting Sidewalks**

| STREET | FROM | TO | COMMENTS | ESTIMATE |
|---|---|---|---|---|
| Adeline Avenue | Main | Britannia | -road reconstruction-sidewalk reconstruction-both sides -in conjunction with Regional sewer work | $494,000 |
| Beechwood Avenue | Sherman | Lottridge | -road reconstruction-sidewalk reconstruction-both sides-in conjunction with Regional sewer and watermain work | $411,000 |
| Delevan Crescent | Seven Oaks | Seven Oaks | -road reconstruction-sidewalk reconstruction-both sides -in conjunction with Regional watermain work | $226,000 |
| Duncombe Avenue | Seven Oaks | Holt | -road reconstruction-sidewalk reconstruction-both sides -in conjunction with Regional sewer and watermain work | $336,000 |
| *Dundurn Street | Aberdeen | South end | -road reconstruction-sidewalk reconstruction-both sides -in conjunction with Regional sewer and watermain work | $682,000 |
| *East 44th Street | Fennell | Mohawk | -road reconstruction-sidewalk reconstruction-both sides -in conjunction with Regional sewer and watermain work | $867,000 |
| Edith Avenue | Broker | Nova | -road reconstruction-sidewalk reconstruction-both sides -in conjunction with Regional sewer and watermain work | $478,000 |
| Elcho Street | Wycliffe | Inverness | -road reconstruction-sidewalk reconstruction-both sides -in conjunction with Regional sewer and watermain work | $ 88,000 |
| Ferndale Avenue | Dunkirk | Dundonald | -road reconstruction-sidewalk | |

| | | | | |
|---|---|---|---|---|
| | | | reconstruction-both sides | $320,000 |

A. **Roads and Abutting Sidewalks - continued**

| STREET | FROM | TO | COMMENTS | ESTIMATE |
|---|---|---|---|---|
| Knyvet Avenue | Highcliffe | Inverness | -road reconstruction-sidewalk reconstruction -both sides-in conjunction with Regional sewer and watermain work | $253,000 |
| | | **TOTAL A** | | **$4,155,000** |

B. **Sidewalks Only**

| STREET | FROM | TO | COMMENTS | ESTIMATE |
|---|---|---|---|---|
| Concession Street | Upper Sherman | Upper Gage | -sidewalk reconstruction-both sides –in conjunction with Regional sewer and watermain work | $168,000 |
| Upper Wellington Street | Concession | Brucedale | -sidewalk reconstruction | $255,000 |
| Armstrong Avenue | Glengrove | Hayes | -sidewalk reconstruction | $119,000 |
| Fennell Avenue | West 5th | Garth | -sidewalk reconstruction | $161,000 |
| Hayes Avenue | Bingham | Armstrong | -sidewalk reconstruction | $ 49,000 |
| London Street | King | Lawrence | -sidewalk reconstruction | $ 61,000 |
| | | **TOTAL B** | | **$813,000** |

C. **Miscellaneous**

| DESCRIPTION | ESTIMATE |
|---|---|
| Catch basin and drain connections in conjunction with Regional sewer projects | $ 10,000 |
| Pavement Management System - annual update 40,000 | $ |
| Streetlighting - various locations | $ 300,000 |

*Hot-in-place asphalt recycling - various locations
$1,374,000

Tree planting in conjunction with reconstruction projects $ 68,000

**TOTAL C** **$1,792,000**

**GRAND TOTAL**

**$6,760,000**

**D. Supplementary List - Streets may be done in the order listed if residual funds are available**

| STREET | FROM | TO | COMMENTS | ESTIMATE |
|---|---|---|---|---|
| West 1st Street | Fennell | Richwill | -road reconstruction-sidewalk reconstruction -both sides-in conjunction with Regional sewer and watermain work | $673,000 |
| Stewartdale | Greenhill | Montrose | -road reconstruction-sidewalk reconstruction-both sides -in conjunction with Regional watermain work | $467,000 |
| Gledhill Crescent | Galt | Brigadoon | -sidewalk reconstruction-both sides | $153,000 |
| Hester Street | Upper James | Upper Wellington | -road reconstruction-sidewalk reconstruction-both sides -in conjunction with Regional watermain work | $569,000 |
| East 33rd Street | Fennell | Brucedale | -road reconstruction-sidewalk reconstruction-both sides | $176,000 |

**TOTAL D** **$2,038,000**

* Projects proposed to be tendered early in 1999 totalling $3,000,000

# CITY OF HAMILTON

## - INFORMATION -

4.

**DATE:** 1999 April 16

**REPORT TO:** J. J. Schatz
Secretary
City of Hamilton Committee of the Whole

**FROM:** Allan C. Ross
General Manager, Finance

Allan C. Ross

**SUBJECT:** Seniors Tax Credit

**BACKGROUND:**

At the Budget Steering Committee meeting April 15, 1999, background information was presented with respect to the Seniors Tax Credit (see attached). The Committee requested the impact of another alternative to the elimination of the program, this being consideration to those seniors who are in receipt of Guaranteed Income Supplement as part of the criteria and increasing the credit to $150, $200 or $300.

Using the information gathered to establish the tax policy for Low-income Seniors or Low-income Disabled Persons, it was suggested that approximately 20% of the Seniors in Hamilton-Wentworth meet the Statistics Canada definition of Low-income which is used to define the Guaranteed Income Supplement (GIS) criteria. Using this factor against the estimated 15,000 participants in the 1999 existing Seniors Tax program would result in the following projected costs or budget savings:

| Tax Credit Amount | Required 1999 Budget | Resultant 1999 Budget Savings |
|---|---|---|
| $75. | $225,000 | $890,000 |
| $150 | $450,000 | $665,000 |
| $200 | $600,000 | $515,000 |
| $300 | $900,000 | $215,000 |

The above analysis assumes that the existing criteria for the Tax Credit program will be supplemented with a requirement of proof of receipt of this supplement program. If this alternative were selected, an information report would be submitted as to the administration of this program that would require an annual application.

Tabled to April 20 mtg.

# Finance Department
# Memorandum

**TO:** Dave Wilson
Alderman Ward 4

**FROM:** Allan C. Ross
General Manager, Finance
Finance Department

**PHONE:** (905) 546-4523

**DATE:** 1999 April 9

**SUBJECT:** Seniors Tax Credit

The attached information is being supplied in response to your request at the Budget Steering Committee Meeting. It includes the recommendation from 1998 and that of 1996 which references information obtained from meetings with the Senior Citizen's Council. The 1998 actual figure for the Seniors Rebate was $1,097,850 and the projected cost for 1999 is $1,115,000. In addition both recommendations address options and alternatives to the current program.

Please advise if any further information is required or if any of this information should be forwarded to all members of the Budget Steering Committee.

Allan C. Ross

AA:jc
att.

c.c. Susan Reeder, Secretary Budget Steering Committee

# CITY OF HAMILTON

# - RECOMMENDATION -

**DATE:** 1996 February 13

**REPORT TO:** J.J. Schatz, Secretary
Committee of the Whole

**FROM:** J. G. Pavelka, P. Eng.
Chief Administrative Officer

**SUBJECT:** **SENIORS' TAX REBATE PROGRAM**

**RECOMMENDATION:**

(a) That the $75.00 Senior Citizen's Property Tax Rebate Program be discontinued and replaced with an Interest Free Loan Program to assist senior homeowners with essential home repairs;

(b) That the requirements to qualify for the interest free loan program be the same as the requirements for the discontinued grant program;

(c) That the guidelines for the loan program as set out in Appendix "A", attached, be approved;

(d) That the Building Commissioner, whose department will administer the loan program, undertake to report the details of implementation to the Planning and Development Committee and City Council.

J. G. Pavelka

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

There are no legal or staff implications at this time.

Changing the program from a grant program to an interest free loan program will reduce the 1996 millrate requirement by a minimum of $800,000. Savings of $975,000. would be partially offset by provisions for interest foregone and administrative costs estimated at $175,000.

The consensus of those attending the Main/Hess Centre, McNab and Ottawa Street Y's was **"that while it would be nice to keep the current rebate program in place, given the current financial constraints faced by the City, the rebate program should be replaced with an interest free loan program."**

The results of the Sackville Hill Senior's Centre were not as conclusive. Approximately 50% of those in attendance favoured retention of the program, while the remaining 50% supported a change in the program from a grant program to an interest free loan program.

Attached for your information is a copy of a History/Facts Sheet which was made available to all those in attendance. It was discussion on these issues as well as criteria for the proposed loan program that resulted in the consensus opinion at each of these meetings.

As City Council is aware, the municipal program was intended to help seniors remain in their homes by shielding them, to some extent, from the impact of property taxes on their household budget. It is well known that seniors tend to be "asset rich, but income poor". However, it is now clear that $75.00 per annum will not prevent homeowner seniors from migrating from ownership to rental.

One of the key determinants for why homeowner seniors move is the inadequate condition of their homes. These homes not only sometimes need adaptations to address disability issues, but they need essential repairs to roofing, heating, plumbing, and structural systems.

Staff recommend that the Tax Credit Program be discontinued and replaced with a loan program targeted to senior homeowners aged 70 and above. The purpose of the program will be to offer a no interest loan, to a maximum of $5,000., to enable the homeowner to repair their home. The details of the program in terms of eligible repairs, costs, etc., will be the subject of a staff report to the Planning and Development Committee and City Council.

The 1995 cost of the existing program to the mill rate is $965,000. and estimated at $975,000. for 1996. It is proposed to establish a $2,000,000. revolving fund to finance the loans. The savings by cancelling the Seniors Rebate Program are offset by interest foregone in the amount of approximately $140,000. Administrative costs for the loan program of $25,000./year. There will be some losses due to bad debits, however, we anticipate minimal losses. This provides a net savings of $800,000. a year plus elimination of administration costs and postage costs related to existing grants program. There will also be some additional building permit revenues realized as well. There is also the positive impact on maintaining property values as well as allowing seniors to remain in their homes and live in an independent manner.

## Draft Guidelines of

## Seniors' Homeowners Loan Program

Maximum Loan Amount: $5,000.

Terms & Amortization: 5 years.

Interest Rate: 0%

Monthly Cost to applicant: $83.33

Loan Administration Fee: $250.; this amount will be charged to the Loan Program account and not to the applicant. The fee will be credited to the Housing and Loans Division, Building Department account.

Eligibility Criteria:

- At least one of the senior homeowners, on title, must be 70 years of age or over;
- The eligible home repairs are:
  - structural
  - plumbing
  - electrical
  - heating
  - fire safety

Loan Process:

- All senior homeowners currently receiving the tax credit or who have applied will be made aware of the program on their next property tax bill;
- Applications will be taken by a Loans Officer in the Housing and Loans Division, Building Department;
- The property will be inspected by an Inspector from the Building Department;
- The loan approval recommendation will be submitted to Planning and Development Committee for approval and only after will the applicant be approved to commence repairs.

.../2



# HISTORY/FACTS - SENIOR CITIZENS TAX REBATE PROGRAMME

- Programme started in 1966 as a $100.00 Education Tax Rebate
  - Applicants had to qualify by way of a means test.

- 1970 - Approximately 4,000 Seniors qualified and the annual cost to the City was $300,000.

- 1995 - Approximately 15,000 Seniors are eligible and the annual cost to the City is $965,000.

- 2020 - Approximately 19,000 Seniors will be eligible and the annual cost to the City will be 1.4 million.

- The total cost to the City for the Seniors Tax Rebate Programme since its inception is in excess of $16,000,000.

- Approximately 10,000 seniors aged 70 and over are tenants and receive no benefit from this programme.

- The cost to the average property owner with an assessment of $5,000., including you the seniors, who receive the benefit of the rebate, is $5.00 per property.

# CITY OF HAMILTON

# - RECOMMENDATION -

**DATE:** 1998 May 12

**REPORT TO:** Susan K. Reeder, Secretary
Finance and Administration Committee

**FROM:** J. G. Pavelka, P.Eng.
Chief Administrative Officer

Allan C. Ross
Treasurer

**SUBJECT:** Senior Citizen's Tax Credit - Revised Programme

**RECOMMENDATION:**

(a) That the City of Hamilton's $75.00 Elderly Citizens Tax Credit program be discontinued retroactive as of January 1, 1998, and

(b) That the City Solicitor be authorized and directed to rescind/amend By-Law No. 76-55, as amended, to give effect to this resolution.

**FINANCIAL/STAFFING/LEGAL IMPLICATIONS:**

The total cost of this programme amounts to $1,063,725 in 1997.

**BACKGROUND:**

The Elderly Citizens Tax Credit Programme is administered by the Treasury Department under the provision of City of Hamilton By-Law No. 76-55. It provides, upon application, a $75 tax credit to citizens (home owners or their spouse) who are 70 years of age or over prior to January 1 of the current year who have owned and occupied their home for at least five years. In 1998, approximately 14,500 plus seniors are expected to participate in this tax credit programme.

The previous year's statistics are noted below:

**Senior Citizen Tax Credit Participation**

| Year | Number | Increase over Prior Year | Total Cost $ | Increase over Prior Year $ |
|---|---|---|---|---|
| **ACTUAL** | | | | |
| 1987 | 9,485 | 269 | 711,375 | 20,175 |
| 1988 | 9,711 | 226 | 728,325 | 16,950 |
| 1989 | 9,896 | 185 | 742,200 | 13,875 |
| 1990 | 10,437 | 541 | 782,775 | 40,575 |
| 1991 | 10,721 | 284 | 804,075 | 21,300 |
| 1992 | 11,511 | 790 | 863,325 | 59,250 |
| 1993 | 11,836 | 325 | 887,700 | 24,375 |
| 1994 | 12,441 | 605 | 933,075 | 45,375 |
| 1995 | 12,927 | 486 | 969,525 | 36,450 |
| 1996 | 13,796 | 868 | 1,034,700 | 65,175 |
| 1997 | 14,183 | 387 | 1,063,725 | 29,025 |
| **PROJECTION** | | | | |
| 1998 | 14,533 | 350 | 1,090,000 | 26,275 |

Demographic trends indicate that the population is aging and with a greater number of senior citizens participating in this program the costs are escalating significantly (increasing by 36.3% since 1987). In the next five years, the number of participants in the programme will increase. However, the real financial impact of the increase in senior citizens tax credits will not be felt until the next century due to the aging of the population, specifically the "baby boom" generation.

Clearly, the financial impact of the projected increase in the number of senior citizens will limit the ability of the City to effectively maintain the senior citizens property tax credit programme.

## SUMMARY OF THE TELEPHONE SURVEY

A survey was undertaken in February 1991 of other Senior Citizens Tax Credit programmes in other municipalities. In the telephone survey to 19 Ontario municipalities, 7 municipalities have rescinded their By-Law, 6 municipalities have never introduced the programme, and 6 of the municipalities are continuing the programme (4 of those require the senior citizens to be in receipt of the Federal or Provincial Guaranteed Income Supplement). The details on other municipalities within Hamilton-Wentworth are as follows:

| Municipality | Low-income program | Age Criteria | Income Criteria | Residency Criteria |
|---|---|---|---|---|
| Ancaster | None | | | |
| Dundas | $100 credit | 65 years old | receipt of GIS | owned a property 5 years or greater in Dundas |
| Flamborough | None | | | |
| Glanbrook | None | | | |
| Hamilton | $75 credit | 70 years old | None | owned a property in Hamilton over the previous 5 years |
| Stoney Creek | $60 credit | 70 years old | receipt of GIS | owned a property not less than 1 year in Stoney Creek |

**REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH PROGRAMMES**

Beginning in 1998, the Fair Municipal Finance Act requires municipalities to provide a tax relief program for Low-Income Seniors and Low-Income Disabled Persons experiencing assessment-related property tax increases. Under the circumstances the Regional Committee of the Whole approved a policy:

"a) That the policy for "Tax Deferral Program for Low-Income Seniors and Low-Income Disabled Persons" under section 373 of the Municipal Act, in accordance with the Fair Municipal Finance Act (1 & 2) as attached to report (FIN 98047), be approved and included in the Corporate Policy Manual.

b) That the appropriate Regional by-law be passed and enacted."

The details of the policy is enclosed as outlined in the recommendation letter of 1998 May 4 from James P. Bruzzese, Acting Treasurer & Commissioner of Finance. The interest charge of the tax deferral program will be zero in 1998 and be reviewed annually.

## PROVINCE OF ONTARIO AND FEDERAL PROGRAMMES

The previous Ontario Tax Grants for Seniors program was replaced in 1992 by a tax credit program which offsets property and sales taxes paid by seniors. The Ontario Tax Credits for Seniors program is designed to provide low income seniors with more property tax and sales tax support than under the Ontario Tax Grants for Seniors program. When seniors file their personal income tax returns, they claim the property tax and sales tax credits based on their property taxes or rent.

The Federal Government provides a "Guaranteed Income Supplement (G.I.S.)" to those pensioners who receive "Old Age Security" and require assistance based on their income levels.

The Province of Ontario also provides a "Guaranteed Annual Income System (GAINS)" to those pensioners who receive Guaranteed Income Supplement from Federal Government and require assistance based on their income levels.

## RECREATIONAL FACILITIES IN THE CITY FOR SENIOR CITIZENS

The City continues to provide to all Senior Citizens within the City programs and facilities at a total cost of $1,115,207 for the year 1997 at various locations such as Senior Citizens Centre - Central YWCA, Senior Citizens Centre - Main/Hess Complex, Senior Citizens Centre - Ottawa Street YWCA and 66 Ottawa Street and Sackville Senior Citizens Centre. The City also continues to provide additional facilities such as the provision for Riverdale Recreation Centre.

## CONCLUSIONS

The Federal and Provincial Governments have converted their grant programmes from universal to geared-to-income programmes due to the mounting maintenance costs. These Tax Credits/Grants and other financial programmes are now available to those who are in greatest need. The Regional Municipality of Hamilton-Wentworth's tax deferral Program for Low-Income Seniors will provide tax relief for assessment-related increases to those applicants who are 65 years or older in receipt of the monthly GIS provision under Part II of the Old Age Security Act. In addition, it should be recognized that the City will continue to fund senior centres and programs that will benefit all seniors in the City.

Recognizing these factors and our continuing need for fiscal restraint, it is recommended that Council consider the discontinuing of the City of Hamilton's $75.00 Elderly Citizens Tax Credit Program retroactive as of 1998 January 1 as a budget reduction measure for 1998.

NRA:jc

c.c. Members of the Management Team

# REGION OF HAMILTON-WENTWORTH

# - RECOMMENDATION -

**DATE:** 1998 May 4

**REPORT TO:** Chairman and Members
Committee of the Whole

**FROM:** James P. Bruzzese
Acting Treasurer & Commissioner of Finance

**SUBJECT:** Policy for "Tax Deferral Program for Low-Income Seniors and Low-Income Disabled Persons"
(FIN 98047)

**RECOMMENDATION:**

a) That the policy for "Tax Deferral Program for Low-Income Seniors and Low-Income Disabled Persons" under section 373 of the Municipal Act, in accordance with the Fair Municipal Finance Act (1 & 2) as attached to report (FIN 98047), be approved and included in the Corporate Policy Manual.

b) That the appropriate Regional by-law be passed and enacted.

J.P. Bruzzese

**BACKGROUND:**

Commencing in 1998, municipalities are now required under the Fair Municipal Finance Act to provide a tax relief program for Low-Income Seniors and Low-Income Disabled Persons experiencing assessment-related property tax increases. The Fair Municipal Finance Act (Bill 106 and 149) legislates the following:

Fair Municipal Finance Act - 373 Municipal Act

"For the purposes of relieving financial hardship, the council of a municipality, other than a lower-tier municipality, may pass a by-law providing deferrals or cancellation of, or other relief in respect of, all or part of *assessment-related tax increases* on property in the residential/farm property class for owners who are, or whose spouses are,

a) low-income seniors as defined in the by-law; or
b) low-income persons with disabilities as define in the by-law"

*Assessment-related tax increases* are defined as "tax increases beginning in 1998 or beginning in a subsequent year for which the day or one of the days as of which current value is determined for the purposes of assessment for the taxation year is different from the corresponding day or days for the previous taxation year." More simply, this is the increase in 1998 taxes using the 1997 budget applied to the 1998 assessment and does not include increases resulting from 1998 budgetary changes or downloading.

The Municipal Act states that if Council elects to implement a phase-in program, then the assessment-related increases for the purposes of the low-income program will be adjusted accordingly. For example, an assessment-related increase of $300 in conjunction with a 3 year phase-in program would result in the first-year tax increase of $100 which would qualify for a tax relief program. In year two, the qualifying amount would be $200. Regional Council has not made its determination on the implementation of phase-ins. Decisions on phase-ins may impact the financial analysis completed in this report on the cost of providing the low-income tax relief programs, however, it will not change the policy recommendations for the tax relief program.

As part of a deferral or cancellation of tax increases, or any other relief in respect of tax increases, the amount of taxes paid by the municipality to the school board shall be reduced accordingly.

The Municipal Act states that in a two tier structure, the responsibility for establishing the policy for the tax-relief program is at the upper tier. The administration of these programs, however, will be carried out by the local municipalities. The Act further states that "the treasurer of a municipality who issues a tax certificate in respect of a property for which taxes have been deferred, shall show the amount of the deferred taxes and any accrued interest on the certificate."

Financial/Staffing/Legal Implications:

There are a number of decisions that Regional Council will be required to make in the establishment of a tax relief program for low-income seniors and low-income disabled persons. The following sections provide information respecting other tax-relief programs that taxpayers currently utilize, the rationale used to develop the attached policy and the financial impact analysis of the proposed program in Hamilton-Wentworth.

1. Property Tax Relief Programs for Low-Income Seniors

Currently, municipalities have the option of providing a tax credit to seniors towards their property taxes under provisions of the Municipal Elderly Resident's Assistance Act. Tax credits under this provision represent an annual write-off of taxes by the municipality. Municipalities can set their own criteria for eligibility. This method of relief does not equate the amount of tax relief to the assessment-related tax increases, but rather serves to provide a prescribed amount of tax relief, for eligible taxpayers, whether or not they face a tax increase. While the Fair Municipal Finance Act mandates a tax relief program from low-income seniors and low-income disabled persons, local Councils may also continue to provide assistance through a separate program under the Municipal Elderly Resident's Assistance Act.

The following summarizes the existing programs offered to seniors in the Region of Hamilton-Wentworth:

| Municipality | Low-income program | Age Criteria | Income Criteria | Residency Criteria |
|---|---|---|---|---|
| Ancaster | None | | | |
| Dundas | $100 credit | 65 years old | receipt of GIS | owned a property 5 years or greater in Dundas |
| Flamborough | None | | | |
| Glanbrook | None | | | |
| Hamilton | $75 credit | 70 years old | None | owned a property in Hamilton over the previous 5 years |
| Stoney Creek | $60 credit | 70 years old | receipt of GIS | owned a property not less than 1 year in Stoney Creek |

1997 credits - Municipal Elderly Resident's Assistance Act

| Municipality | Eligible Applicants | $ credits provided |
|---|---|---|
| Dundas | 114 | $11,400 |
| Hamilton | 14,183 | $1,063,725 |
| Stoney Creek | 189 | $11,340 |

The Area Treasurers in the respective municipalities, have indicated that these programs will be under review during the 1998 budget deliberations.

Ontario Tax Credits

The Ontario government provides a form of property tax relief to low-income residents through a credit program. Essentially, this is a credit on property taxes paid by taxpayers meeting the low-income criteria. The offering of any **municipal** credit program off-loads costs from the Province to the Municipality because the Ontario Credit is calculated using the amount of property taxes paid.

2. **Regional Policy**

Regional Council Decision: Definition of "Low-Income Senior"

The Municipal Finance Officers' Association of Ontario (MFOA) developed sample definitions and criteria for tax treatment provisions for seniors and disabled. One of the stated objectives in providing sample definitions was to help achieve consistency in applying these provisions across Ontario's municipalities.

MFOA found that the most common method of defining low-income seniors was using the criteria of age 65 and over, and to be in receipt of benefits under the Guaranteed Income Supplement (GIS) program. The GIS is a federal program administered by Human Resources Development Canada, in conjunction with the Old Age Security program. The GIS is a monthly benefit, dependent on income for Old Age Security pensioners with limited income apart from the Old Age Security Pension. To qualify for GIS, a person must be receiving the Old Age Security pension, must be a resident in Canada, and their income must be below the qualifying level.

In addition to achieving consistency with other municipalities, the use of GIS as a low-income measure eliminates the administration of a separate application process. Applicants would need only demonstrate proof of GIS benefits to qualify for the Regional relief program.

MFOA also identified an alternate criteria for low-income seniors based on the Guaranteed Annual Income System (GAINS), a provincial program administered by the Ontario Ministry of Community and Social Services. To qualify for GAINS, an individual must be in receipt of the OAS pension **and** the GIS, be a permanent resident in Ontario for the preceding 12 months and must have an income below the qualifying level as guaranteed by the Province. The GAINS income test is more restrictive than that required under the GIS.

***Recommendation:***

***That the Region of Hamilton-Wentworth use the following criteria to define low-income seniors:***

- ***applicant must be 65 years or older and***
- ***in receipt of the monthly GIS provided under Part II of the Old Age Security Act***

Regional Council Decision: Definition of "Low-Income Disabled Persons"

The MFOA recommend that in order to qualify under the low-income disabled tax relief program, the taxpayer must be

- in receipt of benefits under the Ontario Disability Support Program (ODSP) or
- in receipt of disability amounts under the current Family Benefits Act (FBA) or
- in receipt of benefits under the GAINS for the disabled and be eligible to claim a disability amount as defined under the Income Tax Act.

The ODSP was introduced in legislation in June 1997 (Bill 142) to more effectively meet the needs of persons with disabilities, by removing them from the Welfare system (FBA). The Act is expected to be proclaimed by mid-1998. Therefore, until the ODSP has been implemented, it is recommended that the Region use receipt of the current FBA program as one of its criteria for low-income disabled.

***Recommendation:***

***That the Region of Hamilton-Wentworth adopt the criteria established by MFOA to define low-income disabled persons.***

Regional Council Decision: Cancellation vs Deferral

The objective in providing a program for low-income seniors and low-income disabled persons is to minimize the impact to a segment of the taxpayers who may experience undue financial hardship as a result of assessment-related tax increases.

Regional Council must determine what type of mandated tax relief program to provide to low-income seniors and low-income disabled persons; either through the establishment of a tax cancellation program or a tax deferral program. While both programs satisfy the overall objective of mitigating undue financial hardship resulting from reassessment, the impact to the tax base is significantly different. The following summarizes the implications of each approach.

A cancellation of the assessment-related tax increases to eligible applicants would be funded from the current property tax base. Cancellations are essentially write-offs, the cost of which is borne by the remaining taxpayers. Cancellation provides a greater benefit to those property taxpayers experiencing an increase, however, the cost of providing such a program is at the expense of the general tax base. Because the cost of a cancellation program would be spread across the entire assessment base, properties already experiencing significant tax increases and that do not qualify under the relief programs will face further financial hardship.

Deferral programs provide benefits to those seniors who are "asset-rich and income poor" while negating the financial impact to the balance of municipal taxpayers. Similar to cancellation programs, deferral programs also meet the objective of minimizing financial hardships caused by assessment-related property tax increases, for those that qualify.

Deferred amounts represent a lien against the property, under provisions established under Section 382 of the Municipal Act. Deferred taxes are recoverable when the property is sold to a new owner. Tax deferral programs have been administered in other municipalities across Ontario to provide assistance to low-income seniors. While deferral programs do provide taxpayers with an ability to reduce their tax burden, the participation rate for these programs is low. Our analysis suggests that the participation rate of eligible taxpayers has historically been in the range of 2-3%. Tax cancellations, on the other hand, would likely result in 100% participation rate.

Given the downloading costs that every taxpayer in Hamilton-Wentworth will be faced with in 1998, the ability to mitigate financial hardship caused by reassessment through a deferral program and the existence of other tax relief programs such as the Ontario Tax Credit Program, it is recommended that a deferral, rather than a cancellation program, be instituted.

***Recommendation:***

***That Regional Council establish a property tax deferral program for low-income seniors and low-income disabled persons to provide relief from assessment-related increases commencing in 1998.***

Other Regional Policy Decisions

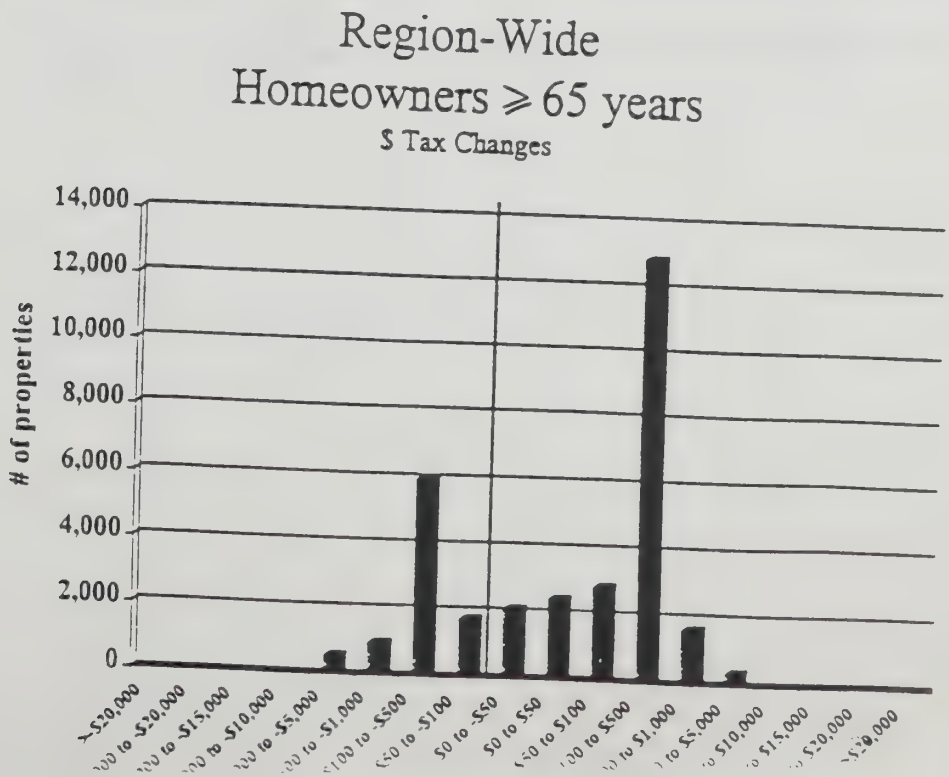
The attached policy establishes guidelines such as the application process, ownership criteria, repayment of deferred amounts and interest charges on deferrals. It should be noted that Council has the discretion to charge interest on the amount of property taxes deferred. The proposed policy recommends that interest be charged on deferred taxes at prime rate, to avoid any financing costs of the deferral program.

Regional Council has the ability to establish a threshold upon which the tax increase would be passed onto the property owner, with the remainder being eligible for cancellation or deferral. For example, Council may elect to provide a deferral program for low-income seniors and low-income disabled experiencing an assessment-related increase of $100 or greater. It is recommended, however, that no threshold be used and that eligible applicants be permitted to defer the entire assessment-related tax increase.

## 3. Financial Analysis

Staff have attempted to identify the financial implications of establishing the recommended policy for low-income seniors and low-income disabled persons. The information provided on a property-by-property basis on the assessment file does not permit the cross referencing of age or disability with low-income and assessment-related tax increases.

The following, therefore, is an approximation of the potential impact of the low-income seniors proposed program, using the following methodology. The first step in the analysis isolates the number of residential properties owned by persons 65 years of age or older. Exhibit 1 illustrates the number of properties owned by persons 65 years of age or older experiencing tax increases/decreases.



Of the 31,800 properties owned by persons 65 or older, 64% of these properties experience an increase in Hamilton-Wentworth (average increase $253). The total 1998 increase for residential properties owned by persons 65 or older is $5 million. In order to determine the potential financial implication of a deferral program using GIS as an income indicator, an assumption was made using the most recent Statistics Canada indices. Low income, as defined by Statistics Canada, is similarly defined to the GIS criteria of low-income. In Hamilton-Wentworth approximately 20% meet the low-income criteria. Applying this assumption, the financial impact in 1998, if all of the potential applicants elected to take advantage of the relief program, would be approximately $1 million.

Due to the lack of availability of information respecting low-income disabled persons, staff were unable to isolate the tax impact on a property-by-property basis. The Province's Ministry of Community and Social Services indicated, however, that approximately 843 disabled persons in Hamilton-Wentworth are in receipt of Family Benefit Allowance and own their own home. Therefore, assuming that the number and average property increase within this segment of the residential property class is similar to the total class, the financial implication in 1998, if all of the potential applicants elected to take advantage of the relief program, would be approximately $130,000.

Summary of potential applicants and financial impact

| | Estimated # of Properties Experiencing an Increase | Estimated Total Amount of Tax Increase Eligible for Relief |
|---|---|---|
| Low-income seniors | 4,050 | $1.00 million |
| Low-income disabled | 430 | $0.13 million |

## Summary

Most regions and municipalities across Ontario are currently in the process of developing tax relief policies for low-income seniors and low-income disabled persons. Based on staff discussions with municipalities across Ontario, the recommendations contained in this report and the attached policy, are consistent with the direction that other municipalities are planning to undertake.

The criteria for eligibility proposed in this report is consistent with the generally accepted definitions of low-income, seniors and disabled used by other municipalities in relief programs, as well as Ontario and Federal government programs. By establishing a deferral program, the Region will provide assessment-related tax relief for low-income seniors and disabled persons, without increasing the financial burden on the rest of the tax base. Given the significant property tax increases that will occur in 1998 as a result of CVA, and the additional burden that provincial downloading will have on the taxpayers of Hamilton-Wentworth, the deferral program is the most appropriate alternative.

# Tax Deferral Program for Low-Income Seniors & Low-Income Disabled Persons

May 7, 1998

# Tax Deferral Program for Low-Income Seniors and Low-Income Disabled Persons

**Legislation:**

Amendments to the Municipal Act, section 373 (R.S.O. 1997) requires that the Regional Municipality of Hamilton-Wentworth enact a by-law to defer, cancel or provide tax relief to low income seniors and low income persons with disabilities or their spouses. This relief is to be applied to all or part of the assessment-related increases in municipal or education taxes in the residential/farm property class.

Assessment-related increases are defined in the Municipal Act as "tax increases beginning in 1998 or beginning in a subsequent year for which the day or one of the days as of which current value is determined for the purposes of assessment for the taxation year is different from the corresponding day or days of the previous year."

**Policy Statement:**

All eligible low-income seniors and persons with disabilities shall be entitled to a deferral of that portion of their current property tax increase which results from a change to the assessment of their residential property pursuant to the requirements of the Fair Municipal Finance Act of Ontario, 1997.

**Objective of the Policy:**

To minimize the impact for low-income seniors and persons with disabilities who may experience undue financial hardship as a result of the assessment-related tax increases beginning in 1998 or subsequent taxation years pursuant to the Municipal Act, Section 373 (R.S.O. 1997) as amended.

**Administration of the Policy:**

The administration of this policy is the responsibility of the Treasurers of the Area Municipalities within the Regional Municipality of Hamilton -Wentworth.

**Implementation of the Policy:**

This tax deferral policy shall apply to current municipal and education property taxes due from the residential/farm class properties. The Treasurer of the Area Municipalities in which the property exists must receive an application for tax deferral for each taxation year.

Any by-law enacted by Regional Council to grant deferral of taxes will apply to each Area Municipality and each School District. Taxes collected by the Area Municipalities for school and upper-tier purposes, will be reduced by the amount of the deferral. The

lower tier must pay the school board and upper-tier their share when the deferred taxes are paid.

**Guidelines for Application for Deferral of Taxes:**

For the purposes of implementing this policy, the following guidelines shall apply:

Low income seniors and persons with disabilities who experience property tax increases resulting from a province-wide reassessment of the residential/farm class properties, may apply for and receive a tax deferral under the following conditions.

Eligibility Criteria

To be eligible for a tax deferral under this policy, the applicant must meet age, occupancy, income level and ownership criteria as follows:

1. An owner, or spouse of an owner, may be eligible for tax deferral if one, or both;

   a. Is 65 years of age or older and in receipt of the monthly Guaranteed Income Supplement (GIS) provided under Part II of the Old Age Security Act (Canada), or

   b. Is disabled and in receipt of benefits from of one of the following:
      - under the Ontario Disability Support Program (ODSP)
      - disability amounts under Family Benefits Act (FBA)
      - disability amounts under the GAINS for the disabled and be eligible to claim a disability amount as defined under the Income Tax Act.

The applicant must verify eligibility by providing written proof of receipt of benefits from the appropriate program.

2. The applicant must occupy the residential property for which the tax deferral is applied for, and has been assessed as the owner of such residential property in the Regional Municipality of Hamilton-Wentworth for a period of one (or more) years(s) preceding the application.

3. To maintain eligibility the applicant's property taxes must be current (does not apply to arrears).

4. Tax assistance is only allowed on one principal residence of the qualified individual or the qualifying spouse. Appropriate proof of residency establishing continuous (ie not part-time) residency must be provided.

5. For properties that are jointly held or co-owned by persons other than spouses, both or all co-owners must qualify under the applicable eligibility criteria in order to receive tax relief.

Application for tax relief must be made annually to the Region to establish eligibility or continued eligibility. Application must be made by a date specified in the municipal by-law, on a form similarly prescribed by by-law.

**Repayment of Deferred Taxes:**

In the event of transference of title to the property, the remaining amount of all taxes deferred and applicable interest charged shall become due and payable on the date of transference of such title.

**Charges on Taxes Deferred:**

In the event a tax deferral is granted, interest will be charged at prime rate, to be updated annually on the date set out in the by-law.

**Effective Date of Policy:**

This policy and guidelines for implementation shall take effect on the date of the passage of the relevant by-law by Regional Council.

**CITY OF HAMILTON**
**1998 CURRENT BUDGET ESTIMATES**
**SERVICE/PROGRAM REDUCTION PACKAGE**

**FORM NO. 6**
Rev. 98/01

1. Department/Local Board MISCELLANEOUS - FINANCIAL
2. Considerations:
   (a) Amount 1998 $1,090,000 /Annualized Net Savings $1,090,000
   (b) Effective Date /Projected 1999 Net Savings $
   (c) Position Affected and F.T.E.'s

   (d) Status of Position (Vacant Occupied )
   (e) Affects Expenditure Revenue

3. Package Description

Senior Citizen's Tax Credit Programme - It provides, upon application, a $75 tax credit to citizens (home owners or their spouse) who are 70 years of age or over prior to January 1 of the current year who have owned and occupied their home for at least five years.

4. What are the consequences of not funding this package? (Service Implications, including revenue implications)

Seniors, identified above, would not be eligible to receive a property tax credit of $75 annually. Please see the enclosed report dated May 12, 1998.

5. Does this package affect other Depts./Boards? If so, how?

N/A

6. Are there alternative methods of providing or achieving the service as described above. If so, how?

Seniors are provided alternate service through Senior's Recreation Centre facilities in large. Please see the enclosed report from Corporate Management Team dated May 12, 1998.

7. Package ranking by - Dept./Board: of
   - Corp. Mgmt. Team: of

8. Account Analysis: (For more space please attach separate sheet)

| Account No. | Amount | Annualized Amount |
|---|---|---|
| CH 53301 24102 | | $1,090,000 |

**TOTAL AMOUNT**
(should agree to total in 2.(a)

5.

# 1999 CURRENT BUDGET RECOMMENDATIONS

## CITY OF HAMILTON

| | REFERENCE MATERIAL | |
|---|---|---|
| | TAB | PAGE NO. |
| 1. That the recommended Program Changes (attached Page 3) in the amount of $2,114,530 be approved. | Program Changes | 227 - 229 |
| 2. That the one-time costs (attached Page 4) in the amount of $623,470 be approved and funded<br>a) $195,500 from the Reserve for Uninsured Losses, and,<br>b) $427,970 from the Tax Stabilization Reserve. | March 25 | 13 – 14 |
| 3. That the New/Enhanced program (attached Page 5) for the Assignment of School Crossing Guards – 5 locations in the net levy amount of $23,850 be approved and funded by a tax levy increase. | March 25 | 17 |
| 4. That the Supplementary Program Changes (#4 and #5) in the total amount of $800,000 be approved. | March 25 | Yellow Pages |
| 5. That the 1999 Tax Levy in the amount of $116,256,510 representing a 3.7% decrease from 1998 be approved, and that this results in the 1999 total approved expenditure budget of $_____. | | |

Tabled to March 30 mtg.

CITY OF HAMILTON

## OPERATING LEVY & CORPORATE FISCAL ISSUES

| | 1998 LEVY $ | 1999 LEVY $ | % CHANGE % | IMPACT ON TAX BILL $ | IMPACT ON TAX BILL % |
|---|---|---|---|---|---|
| **MAINTENANCE BUDGET** | 87,545,500 | 87,898,210 | 0.40% | 2.45 | 0.29% |
| **LESS:** RESTRUCTURING | | (1,957,000) | (2.24)% | (13.60) | (1.62)% |
| **ADD:** NEW / ENHANCED PROGRAMS | | 23,850 | 0.03% | 0.17 | 0.02% |
| **LESS:** RECOMMENDED PROGRAM CHANGES | | (2,114,530) | (2.42)% | (14.70) | (1.75)% |
| **SUBTOTAL** | | **83,850,530** | **(4.22)%** | **(25.68)** | **(3.06)%** |
| **LESS:** SUPPLEMENTARY APPROVED PROGRAM CHANGES | | (800,000) | (0.91)% | (5.56) | (0.66)% |
| **TOTAL** | | **83,050,530** | **(5.13)%** | **(31.24)** | **(3.72)%** |
| **NET CAPITAL FINANCING** | 17,141,960 | 17,371,010 | 1.34% | 1.59 | 0.19% |
| **OUTSIDE BOARDS & AGENCIES (as submitted)** | 16,034,640 | 15,834,970 | (1.25)% | (1.39) | (0.17)% |
| **TOTAL NET LEVY** | **120,722,100** | **116,256,510** | **(3.70)%** | **(31.04)** | **(3.70)%** |

CITY OF HAMILTON

RECOMMENDED PROGRAM CHANGES

| No. | Dept. | Description | ANNUALIZED IMPACT | FTE'S |
|---|---|---|---|---|
| 1 | Street & San. | Elimination of 1 Administration position | (43,940) | (1.00) |
| 2 | Parks | 5% reduction in grass maintenance | (42,000) | (1.00) |
| 3 | Parks | Eliminate City funding for Chrysanthemum Show | (105,000) | (2.00) |
| 4 | Traffic | Reduce routine Sign Maintenance | (30,000) | (0.50) |
| 5 | Traffic | Eliminate unwarranted school crossing guard supervision (various) | (52,280) | (1.30) |
| 6 | Traffic | Parking Permit fee increase | (59,000) | |
| 7 | Traffic | Parking Control - Increase level of parking enforcement | (320,000) | |
| 8 | Traffic | Fleet Services - Vehicle Utilization Program | (180,000) | |
| 19 | Eng/Zon/Counter | Increase Committee of Adjustment Fee | (50,350) | |
| 20 | Planning | Planning Fee Increase | (138,350) | |
| 33 | Cult & Rec | Hamilton Civic Golf Courses - Increase User Fees | (170,000) | |
| 34 | Cult & Rec | Recreation Facilities, Sports Fields, Arenas - Increase User Fees | (55,790) | |
| 35 | Cult & Rec | Summer Tennis Program - transfer operation to community | (13,000) | (1.00) |
| 36 | Cult & Rec | Recr. Serv. - Community, reduce grants to various outside Boards 10% | (67,590) | |
| 37 | Cult & Rec | Ivor Wynne Stadium | (63,000) | (1.50) |
| 38 | Cult & Rec | Chedoke Winter Sports Park | (285,830) | (9.60) |
| 39 | Cult & Rec | Hamilton Farmers' Market - Increase User Fees | (56,110) | |
| 40 | Cult & Rec | Hamilton Museum of Steam & Technology - Increase User Fees | (5,000) | |
| 41 | Cult & Rec | Cultural Services - Elimination of vacant Admin. Position | (32,130) | (1.00) |
| 43 | Clerks | Information Desk | (70,160) | (1.50) |
| 44 | Clerks | Administrative - Vital Statistics Fees | (275,000) | |
| | | **TOTAL RECOMMENDED PROGRAM CHANGES** | **(2,114,530)** | **(20.40)** |

| | | SUPPLEMENTARY PROGRAM CHANGES APPROVED BY BSC | ANNUALIZED IMPACT | FTE'S |
|---|---|---|---|---|
| 4 | Financials | Reduce provision for Tax Remissions towards 1997 levels | (300,000) | |
| 5 | Financials | Reduce reserve transfers for Sick Leave & WCB to 1998 levels | (500,000) | |
| | | **TOTAL SUPPLEMENTARY PROGRAM CHANGES APPROVED BY BSC** | **(800,000)** | **0.00** |
| New | Financials | Replace $75 Seniors Tax Rebate with $150 Rebate to GIS Recipients Only | (650,000) | SEE ATTACHED REPORT |
| 2 | Financials | Eliminate $75 Seniors Tax Rebate | (1,115,000) | REVISED |
| 6 | Financials | Eliminate Downtown Parking initiatives | (438,350) | |
| 12 | Comm. Serv. | Huntington Park District Centre | (287,730) | (14 10) |
| 13 | Comm. Serv. | Ivor Wynne Stadium | (706,570) | (10.80) |

**CITY OF HAMILTON**

**1999 CURRENT BUDGET**

**ONE-TIME ITEMS**

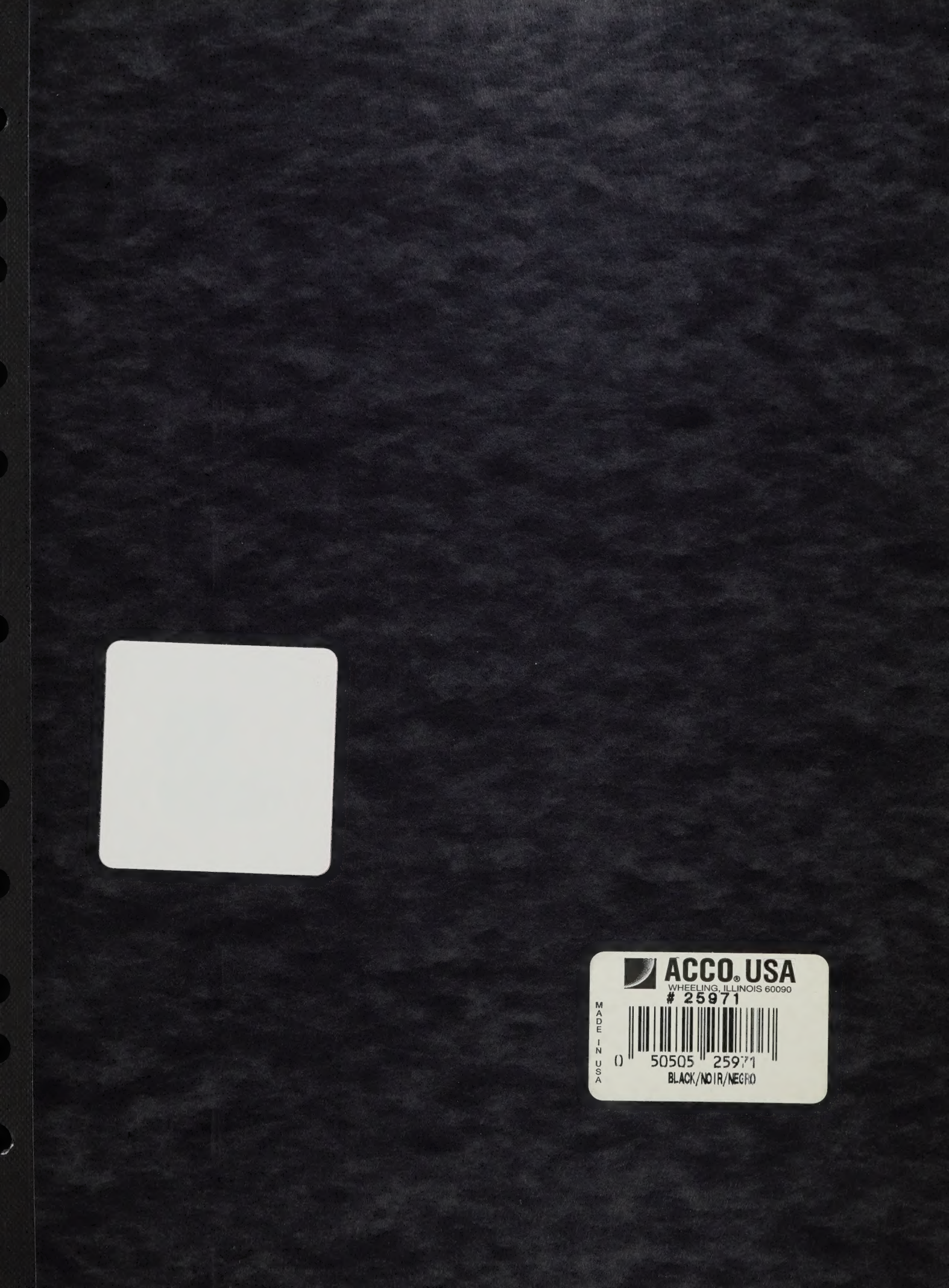
| DEPT/DIV | DESCRIPTION | NET AMOUNT |
|---|---|---|
| | | $ |
| Legal Services | Outside Counsel Costs | 195,500 |
| Info Technology | Peoplesoft Operating Costs for 1999 | 333,470 |
| Parks | Funding of Chrysanthemum Show | 94,500 |
| | **Total** | 623,470 |

**CITY OF HAMILTON**

**1999 CURRENT BUDGET**

**NEW / ENHANCED PROGRAMS**

| DEPT/DIV | DESCRIPTION | NET LEVY IMPACT $ |
|---|---|---|
| Traffic | Assignment of School Crossing Guards - 5 locations | 23,850 |


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